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State v. Gibson Clerk's Record Dckt. 45449

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IN THE SUPREME COURT OF THE STATE OF IDAHO

STATE OF IDAHO,)	
)	SUPREME COURT # 45449
Plaintiff / Respondent,)	
)	
-vs-	)	CLERK'S RECORD
	)	ON APPEAL
DILLON GRANT GIBSON)	
)	
Defendant,)	
)	
and)	
)	
JUDY LUIS, individually,)	
)	
Surety/Real Party in Interest /)	
Appellant.)	

Appeal from the District Court of the Seventh Judicial District

of the State of Idaho, in and for the County of Bingham.

Honorable Bruce L. Pickett, District Judge, presiding.

Counsel for Appellant: Stephen J. Blaser/Michael A. Pope, PO Box 1047,
Blackfoot, ID 83221

Counsel for Respondent: Idaho Attorney General, Criminal Appeals Division,
PO Box 83720, Boise, ID 83720-0010

State of Idaho vs. Dillon G Gibson, Judy Luis, Surety/Real Party in Interest Appellant

Date	Code	User		Judge
6/15/2016	NCRF	LANDON	New Case Filed - Felony	James H Barrett
	AFPC	LANDON	Affidavit Of Probable Cause	James H Barrett
	MNUT	LANDON	Minute Entry	James H Barrett
	BOND	LANDON	Bond Set At:	James H Barrett
	PROS	LANDON	Prosecutor Assigned: Cleve B. Colson	James H Barrett
	ORPD	JODEE	Defendant: Gibson, Dillon G Order Appointing Public Defender Public defender Manuel Murdoch	James H Barrett
	HRSC	JODEE	Hearing Scheduled (Preliminary 06/23/2016 08:30 AM)	James H Barrett
		JODEE	Order Appointing Public Defender	James H Barrett
		JODEE	Notice Of Hearing	James H Barrett
6/16/2016	MNUT	JODEE	Minute Entry Hearing type: First Appearance Hearing date: 6/15/2016 Time: 1:45 pm Courtroom: Court reporter: HANSEN061516-SNL Minutes Clerk: JODEE Tape Number: Defense Attorney: Manuel Murdoch Prosecutor: Cleve Colson	Scott H. Hansen
6/20/2016		LANDON	Miscellaneous Payment: For Making Copy Of Any File Or Record By The Clerk, Per Page Paid by: Thomas Holm, The Post Register Receipt number: 0008620 Dated: 6/20/2016 Amount: \$15.00 (Check)	James H Barrett
	APPR	JODEE	Defendant: Gibson, Dillon G Appearance Through Attorney Stephen J. Blaser	
	SUBC	JODEE	Substitution Of Counsel	
	NOAP	JODEE	Notice Of Appearance	
	MISC	JODEE	Request for Discovery	
6/23/2016		JODEE	Notice Of Hearing	James H Barrett
6/24/2016	MISC	JODEE	Response to Request for Discovery	James H Barrett
6/27/2016	CONT	JODEE	Continued (Preliminary 07/07/2016 08:30 AM)	James H Barrett
	MNUT	JODEE	Minute Entry Hearing type: Preliminary Hearing date: 6/23/2016 Time: 8:45 am Courtroom: Court reporter: PRELIMINARY062316-JOE Minutes Clerk: JODEE Tape Number: Defense Attorney: Stephen Blaser Prosecutor: Cleve Colson	James H Barrett
7/5/2016	MISC	JODEE	First Supplemental Response to Request for Discovery	James H Barrett

State of Idaho vs. Dillon G Gibson, Judy Luis, Surety/Real Party in Interest Appellant

Date	Code	User	Judge
7/7/2016	CONT	JODEE	Continued (Preliminary 07/21/2016 11:00 AM)
		JODEE	Notice Of Hearing
	MISC	JODEE	Personal Return of Service
7/11/2016	MNUT	JODEE	Minute Entry Hearing type: Preliminary Hearing date: 7/7/2016 Time: 8:30 am Courtroom: Court reporter: BOYER070716-JOB Minutes Clerk: JODEE Tape Number: Defense Attorney: Stephen Blaser Prosecutor: Cleve Colson
	MISC	JODEE	Personal Return of Service
7/12/2016	SUBR	JODEE	Subpoena Duces Tecum Returned
7/13/2016	MISC	JODEE	Personal Return of Service
7/14/2016	MISC	STUDENT	Second Supplemental Response to Request for Discovery
7/19/2016	MISC	JODEE	Personal Return of Service
	MISC	JODEE	Third Supplemental Response to Request for Discovery
7/20/2016	MISC	JODEE	Personal Return of Service
	MISC	JODEE	Fourth Supplemental Response to Request for Discovery
7/21/2016		JODEE	Terms and Conditions of O.R. Release or Conditions of Bail
	BNDC	MPRATT	Bond Posted - Cash (Receipt 10254 Dated 7/21/2016 for 50000.00)
	BNDP	MPRATT	Bond Posted - Property (Amount 190000.00)
	PHHD	JODEE	Hearing result for Preliminary scheduled on 07/21/2016 11:00 AM: Preliminary Hearing Held
	MISC	JODEE	Personal Return of Service (3)
	ORDR	JODEE	Order for Release
7/22/2016	MISC	JODEE	Personal Return of Service
	MNUT	JODEE	Minute Entry Hearing type: Preliminary Hearing date: 7/21/2016 Time: 11:00 am Courtroom: Court reporter: PRELIMINARY072116-JOB Minutes Clerk: JODEE Tape Number: Defense Attorney: Stephen Blaser Prosecutor: Cleve Colson

State of Idaho vs. Dillon G Gibson, Judy Luis, Surety/Real Party in Interest Appellant

Date	Code	User	Judge
7/25/2016		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: James H Barrett Gibson, Dillon G Receipt number: 0010402 Dated: 7/25/2016 Amount: \$15.00 (Money order)
		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: James H Barrett Gibson, Dillon G Receipt number: 0010403 Dated: 7/25/2016 Amount: \$15.00 (Money order)
		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: James H Barrett Gibson, Dillon G Receipt number: 0010404 Dated: 7/25/2016 Amount: \$15.00 (Money order)
7/29/2016		MURPHY	Miscellaneous Payment: Urinalysis Fee Paid by: James H Barrett Gibson, Dillon G Receipt number: 0010681 Dated: 7/29/2016 Amount: \$15.00 (Money order)
		MURPHY	Miscellaneous Payment: Urinalysis Fee Paid by: James H Barrett Dillon Gibson Receipt number: 0010682 Dated: 7/29/2016 Amount: \$15.00 (Money order)
8/2/2016		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: James H Barrett Gibson, Dillon G Receipt number: 0010847 Dated: 8/2/2016 Amount: \$75.00 (Money order)
	MISC	JODEE	Personal Return of Service(3) James H Barrett
8/4/2016	RQST	JODEE	Request For Discovery And Request For Notice James H Barrett Of Intent To Rely Upon Defense Of Alibi
	COMM	JODEE	Commitment - Held To Answer James H Barrett
	BOUN	JODEE	Bound Over (after Prelim) James H Barrett
	HRSC	JODEE	Hearing Scheduled (Arraignment 08/18/2016 Bruce L. Pickett 02:00 PM)
		CAMMACK	[Morning News] Request to Obtain Approval to Bruce L. Pickett Broadcast and/or Photograph a Court Proceeding
8/5/2016	INFO	CAMMACK	Information Bruce L. Pickett
8/8/2016	CONT	CAMMACK	Continued (Arraignment 08/18/2016 02:30 PM) Bruce L. Pickett
		CAMMACK	Notice Of Hearing Bruce L. Pickett
		CAMMACK	Notice of Alternate Judges Bruce L. Pickett
		CAMMACK	Notice of Alternate Judges Bruce L. Pickett
8/10/2016	ORDR	CAMMACK	Order granting Request to Obtain Approval to Bruce L. Pickett Broadcast and/or Photograph a Court Proceeding [Morning News]
8/12/2016	ORDR	CAMMACK	Order granting Request to Obtain Approval to Bruce L. Pickett Broadcast and/or Photograph a Court Proceeding [KIFI, KIDK, KXPI]

State of Idaho vs. Dillon G Gibson, Judy Luis, Surety/Real Party in Interest Appellant

Date	Code	User	Judge
8/18/2016	MNUT	CAMMACK	Minute Entry Hearing type: Arraignment Hearing date: 8/18/2016 Time: 2:34 pm Courtroom: Court reporter: Mary Fox Minutes Clerk: Brandee Cammack Tape Number: Digital Defense Attorney: Stephen Blaser Prosecutor: N. Rogers Bruce L. Pickett
	DCHH	CAMMACK	Hearing result for Arraignment scheduled on 08/18/2016 02:30 PM: District Court Hearing Held; Courtroom No. 1 Court Reporter: Mary Fox Number of transcript pages for this hearing estimated: Bruce L. Pickett
	PLEA	CAMMACK	A Plea is entered for charge: - NG (I18-4006(3)(b) Manslaughter-Vehicular) Bruce L. Pickett
	PLEA	CAMMACK	A Plea is entered for charge: - NG (I18-8007 Accident-Leaving the Scene of Accident Resulting in an Injury or Death) Bruce L. Pickett
	PLEA	CAMMACK	A Plea is entered for charge: - NG (I49-1305 Accident-Fail to Give Immediate Notice of an Accident) Bruce L. Pickett
	PLEA	CAMMACK	A Plea is entered for charge: - NG (I49-1305 Accident-Fail to Give Immediate Notice of an Accident) Bruce L. Pickett
8/19/2016	ACKR	CAMMACK	Acknowledgment of Rights Bruce L. Pickett
8/22/2016	HRSC	CAMMACK	Hearing Scheduled (Pretrial 10/25/2016 02:00 PM) Bruce L. Pickett
	HRSC	CAMMACK	Hearing Scheduled (Jury Trial 11/14/2016 09:00 AM) Five days Bruce L. Pickett
		CAMMACK	Notice Of Hearing Bruce L. Pickett
8/23/2016	MNUT	CAMMACK	Minute Entry Hearing type: Arraignment Hearing date: 8/18/2016 Time: 3:53 pm Courtroom: District Court reporter: Mary Fox Minutes Clerk: Brandee Cammack Tape Number: Digital Defense Attorney: Stephen Blaser Prosecutor: N. Rogers Bruce L. Pickett
8/31/2016		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: Gibson, Dillon G Receipt number: 0012301 Dated: 8/31/2016 Amount: \$15.00 (Money order) Bruce L. Pickett
		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: Gibson, Dillon G Receipt number: 0012302 Dated: 8/31/2016 Amount: \$15.00 (Money order) Bruce L. Pickett

State of Idaho vs. Dillon G Gibson, Judy Luis, Surety/Real Party in Interest Appellant

Date	Code	User	Judge
9/6/2016		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: Gibson, Dillon G Receipt number: 0012567 Dated: 9/6/2016 Amount: \$15.00 (Money order)
		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: Gibson, Dillon G Receipt number: 0012568 Dated: 9/6/2016 Amount: \$15.00 (Money order)
		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: Gibson, Dillon G Receipt number: 0012569 Dated: 9/6/2016 Amount: \$75.00 (Money order)
9/21/2016		CAMMACK	Request to Obtain Approval to Video Record, Broadcast or Photograph a Court Proceeding - KPVI
10/6/2016		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: Gibson, Dillon G Receipt number: 0014175 Dated: 10/6/2016 Amount: \$15.00 (Money order)
10/12/2016		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: Gibson, Dillon G Receipt number: 0014430 Dated: 10/12/2016 Amount: \$15.00 (Money order)
10/17/2016		HCRONQUIST	Miscellaneous Payment: Urinalysis Fee Paid by: Gibson, Dillon G Receipt number: 0014562 Dated: 10/17/2016 Amount: \$15.00 (Money order)
10/20/2016		CAMMACK	Request to Obtain Approval to Video Record, Broadcast or Photograph a Court Proceeding - Morning News
	ORDR	CAMMACK	Order Granting Request to Obtain Approval to Video Record, Broadcast or Photograph a Court Proceeding - KPVI
	ORDR	CAMMACK	Order Granting Request to Obtain Approval to Video Record, Broadcast or Photograph a Court Proceeding - Morning News
10/21/2016		DEBY	Miscellaneous Payment: Urinalysis Fee Paid by: Dillon Gibson Receipt number: 0014949 Dated: 10/21/2016 Amount: \$15.00 (Money order)
10/25/2016	DCHH	CAMMACK	Hearing result for Pretrial scheduled on 10/25/2016 02:00 PM: District Court Hearing Held; Courtroom No. 1 Court Reporter: Mary Fox Number of transcript pages for this hearing estimated:
	HRVC	CAMMACK	Hearing result for Jury Trial scheduled on 11/14/2016 09:00 AM: Hearing Vacated Five days
	HRSC	CAMMACK	Hearing Scheduled (Sentencing 01/10/2017 02:00 PM)
		CAMMACK	PSI Order sent via e-mail to State PSI e-mail group

State of Idaho vs. Dillon G Gibson, Judy Luis, Surety/Real Party in Interest Appellant

Date	Code	User	Judge
10/25/2016	PLEA	CAMMACK	A Plea is entered for charge: - GT (I18-4006(3)(b) Manslaughter-Vehicular)
	PSI02	CAMMACK	PSI Face Sheet Transmitted
10/26/2016		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: Gibson, Dillon G Receipt number: 0015076 Dated: 10/26/2016 Amount: \$15.00 (Money order)
		CAMMACK	Fifth Response to Request for Discovery
	MISC	CAMMACK	Guilty Plea Advisory Form
	DMOP	CAMMACK	Dismissed on Motion of the Prosecutor (I18-8007 Accident-Leaving the Scene of Accident Resulting in an Injury or Death)
	DMOP	CAMMACK	Dismissed on Motion of the Prosecutor (I49-1305 Accident-Fail to Give Immediate Notice of an Accident)
	DMOP	CAMMACK	Dismissed on Motion of the Prosecutor (I49-1305 Accident-Fail to Give Immediate Notice of an Accident)
10/27/2016		CAMMACK	Notice Of Hearing
10/28/2016	MNUT	CAMMACK	Minute Entry Hearing type: Pretrial Hearing date: 10/25/2016 Time: 2:43 pm Courtroom: Court reporter: Mary Fox Minutes Clerk: Brandee Cammack Tape Number: Defense Attorney: Stephen Blaser Prosecutor: Cleve Colson
11/3/2016		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: Gibson, Dillon G Receipt number: 0015464 Dated: 11/3/2016 Amount: \$15.00 (Money order)
11/7/2016		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: Gibson, Dillon G Receipt number: 0015609 Dated: 11/7/2016 Amount: \$15.00 (Cash)
		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: Gibson, Dillon G Receipt number: 0015610 Dated: 11/7/2016 Amount: \$15.00 (Cash)
11/18/2016		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: Gibson, Dillon G Receipt number: 0016184 Dated: 11/18/2016 Amount: \$15.00 (Check)
		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: Gibson, Dillon G Receipt number: 0016185 Dated: 11/18/2016 Amount: \$15.00 (Check)
		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: Gibson, Dillon G Receipt number: 0016186 Dated: 11/18/2016 Amount: \$15.00 (Check)

State of Idaho vs. Dillon G Gibson, Judy Luis, Surety/Real Party in Interest Appellant

Date	Code	User	Judge
12/9/2016		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: Bruce L. Pickett Gibson Receipt number: 0017179 Dated: 12/9/2016 Amount: \$15.00 (Cash)
12/12/2016		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: Bruce L. Pickett Gibson, Dillon G Receipt number: 0017230 Dated: 12/12/2016 Amount: \$15.00 (Cash)
		BRENDA	Miscellaneous Payment: Urinalysis Fee Paid by: Bruce L. Pickett Gibson, Dillon G Receipt number: 0017231 Dated: 12/12/2016 Amount: \$15.00 (Cash)
12/13/2016	MOTN	CAMMACK	Motion to Revoke Release Bruce L. Pickett
	AFFD	CAMMACK	Affidavit of Danyett Cloward Bruce L. Pickett
	ORDR	CAMMACK	Order Revoking Release Bruce L. Pickett
	WARB	CAMMACK	Warrant Issued - Bench Bond amount: 100000.00 Bruce L. Pickett Failure to abide by the terms of release Defendant: Gibson, Dillon G
	STAT	CAMMACK	Case Status Changed: Inactive Bruce L. Pickett
	WART	CANDACE	Warrant Returned Failure to abide by the terms James H Barrett of release Defendant: Gibson, Dillon G
	STAT	CANDACE	Case Status Changed: Pending James H Barrett
12/19/2016		CAMMACK	Miscellaneous Payment: For Making Copy Of Any Bruce L. Pickett File Or Record By The Clerk, Per Page Paid by: Gibson, Dillon G Receipt number: 0017570 Dated: 12/19/2016 Amount: \$9.00 (Cash)
12/22/2016	PSI	CAMMACK	Pre-Sentence Report Bruce L. Pickett
12/30/2016	MOTN	CAMMACK	Motion for Reimbursement to Forensic Services Bruce L. Pickett
	MOTN	CAMMACK	Motion to Set Restitution Bruce L. Pickett
1/6/2017		CAMMACK	Request to Obtain Approval to Video/Audio Bruce L. Pickett Record, Broadcast or Photograph A Court Proceeding - KIFI/KIDK/KXPI
	ORDR	CAMMACK	Order Granting Request to Video/Audio Record, Bruce L. Pickett Broadcast or Photograph A Court Proceeding - KIFI/KIDK/KXPI
1/10/2017	DCHH	CAMMACK	Hearing result for Sentencing scheduled on Bruce L. Pickett 01/10/2017 02:00 PM: District Court Hearing Held; Courtroom No. 1 Court Reporter: Mary Fox Number of transcript pages for this hearing estimated:
	MISC	CAMMACK	Credit for Time Served - 66 days Bruce L. Pickett
	GLTY	CAMMACK	Guilty Plea Or Admission Of Guilt (I18-4006(3)(b) Bruce L. Pickett Manslaughter-Vehicular)
	SNIC	CAMMACK	Sentenced To Incarceration (I18-4006(3)(b) Bruce L. Pickett Manslaughter-Vehicular) Confinement terms: Credited time: 66 days. Penitentiary determinate: 3 years. Penitentiary indeterminate: 12 years.

State of Idaho vs. Dillon G Gibson, Judy Luis, Surety/Real Party in Interest Appellant

Date	Code	User	Judge
1/10/2017	SNPF	CAMMACK	Sentenced To Pay Fine
	STAT	CAMMACK	Case Status Changed: closed pending clerk action
1/12/2017	MNUT	CAMMACK	Minute Entry Hearing type: Sentencing Hearing date: 1/10/2017 Time: 2:07 pm Courtroom: Court reporter: Mary Fox Minutes Clerk: Brandee Cammack Tape Number: Digital Defense Attorney: Stephen Blaser Prosecutor: Cleve Colson
	JDMT	CAMMACK	Judgment of Conviction / Order of Commitment
	BNDE	CAMMACK	Property Bond Exonerated (Amount 190,000.00)
1/20/2017	NOTC	CAMMACK	Notice of Hearing
1/23/2017	HRSC	CAMMACK	Hearing Scheduled (Motion For Restitution 02/09/2017 01:45 PM) Plaintiff's Motion
1/27/2017		CAMMACK	Return of Service
1/31/2017		CAMMACK	Return of Service
2/1/2017	CONT	CAMMACK	Continued (Motion For Restitution 03/23/2017 01:30 PM) Plaintiff's Motion
		CAMMACK	Return of Service
2/2/2017	NOTC	CAMMACK	Amended Notice of Hearing
2/14/2017		CAMMACK	Personal Return of Service
2/28/2017	CONT	CAMMACK	Continued (Motion For Restitution 04/06/2017 02:30 PM) Plaintiff's Motion
		CAMMACK	Amended Notice Of Hearing
3/27/2017		CAMMACK	Return of Service
3/28/2017		CAMMACK	Personal Return of Service
3/31/2017		CAMMACK	Return of Service
		CAMMACK	Return of Service
4/5/2017		CAMMACK	Amended Motion to Set Restitution
4/6/2017		CAMMACK	Personal Return of Service
	DCHH	CAMMACK	Hearing result for Motion For Restitution scheduled on 04/06/2017 02:30 PM: District Court Hearing Held; Courtroom No. 4 Court Reporter: Mary Fox Number of transcript pages for this hearing estimated:

State of Idaho vs. Dillon G Gibson, Judy Luis, Surety/Real Party in Interest Appellant

Date	Code	User	Judge
4/7/2017	MNUT	CAMMACK	Minute Entry Hearing type: Motion For Restitution Hearing date: 4/6/2017 Time: 1:31 pm Courtroom: District Court reporter: Minutes Clerk: Brandee Cammack Tape Number: Defense Attorney: Stephen Blaser Prosecutor: Cleve Colson Bruce L. Pickett
	MNUT	CAMMACK	Minute Entry Hearing type: Motion For Restitution Hearing date: 4/6/2017 Time: 1:31 pm Courtroom: District Court reporter: Minutes Clerk: Brandee Cammack Tape Number: Defense Attorney: Stephen Blaser Prosecutor: Cleve Colson Bruce L. Pickett
	HRSC	CAMMACK	Hearing Scheduled (Motion For Restitution 06/01/2017 01:30 PM) Plaintiff's Motion Bruce L. Pickett
		CAMMACK	Notice Of Hearing Bruce L. Pickett
5/10/2017	TAXN	LANDON	Tax Intercept- NOTICE OF STATE INCOME TAX WITHHOLDING AND DIVERSION OF FUNDS TO THE ABOVE COURT TO PAY A DELINQUENT DEBT Bruce L. Pickett
5/31/2017	MOTN	CAMMACK	Motion for Release of Bond Money Bruce L. Pickett
	STIP	CAMMACK	Stipulation to Set Restitution Bruce L. Pickett
	HRVC	CAMMACK	Hearing result for Motion For Restitution scheduled on 06/01/2017 01:30 PM: Hearing Vacated Plaintiff's Motion Bruce L. Pickett
6/2/2017	NOTC	CAMMACK	Notice of Hearing Bruce L. Pickett
6/5/2017	HRSC	CAMMACK	Hearing Scheduled (Motion 07/06/2017 02:00 PM) Defendant's Motion for Release of Bond Money Bruce L. Pickett
7/6/2017	DCHH	CAMMACK	Hearing result for Motion scheduled on 07/06/2017 02:00 PM: District Court Hearing Held; Courtroom No. 1 Court Reporter: Mary Fox Number of transcript pages for this hearing estimated: Defendant's Motion for Release of Bond Money Bruce L. Pickett
	HRSC	CAMMACK	Hearing Scheduled (Motion 08/08/2017 02:30 PM) Defendant's Motion for Release for Bond Money Bruce L. Pickett
7/11/2017		CAMMACK	Notice Of Hearing Bruce L. Pickett

State of Idaho vs. Dillon G Gibson, Judy Luis, Surety/Real Party in Interest Appellant

Date	Code	User	Judge
7/11/2017	MNUT	CAMMACK	Minute Entry Hearing type: Motion for Release of Bond Money Hearing date: 7/6/2017 Time: 2:24 pm Courtroom: Court reporter: Mary Fox Minutes Clerk: Brandee Cammack Tape Number: Digital Defense Attorney: Stephen Blaser Prosecutor: David Cousin Bruce L. Pickett
7/27/2017		CAMMACK	Brief in support of Motion for Release of Bond Money Bruce L. Pickett
8/8/2017	DCHH	CAMMACK	Hearing result for Motion scheduled on 08/08/2017 02:30 PM: District Court Hearing Held; Courtroom No. 1 Court Reporter: Mary Fox Number of transcript pages for this hearing estimated: less than 50 pages; Defendant's Motion for Release for Bond Money Bruce L. Pickett
8/9/2017	MNUT	CAMMACK	Minute Entry Hearing type: Motion for Release of Bond Money Hearing date: 8/8/2017 Time: 2:36 pm Courtroom: Court reporter: Mary Fox Minutes Clerk: Brandee Cammack Tape Number: Digital Defense Attorney: Stephen Blaser Prosecutor: David Cousin Bruce L. Pickett
	ORDR	CAMMACK	Order Denying Defendant's Motion for Release of Bond Money Bruce L. Pickett
9/11/2017	NOTC	CAMMACK	Notice of Appearance of Surety/Real Party in interest of Judy Luis Bruce L. Pickett
9/12/2017	ORDR	CAMMACK	Order of Restitution Bruce L. Pickett
9/15/2017	NOTC	CAMMACK	Notice of Appeal Bruce L. Pickett
	APSC	CAMMACK	Appealed To The Supreme Court Bruce L. Pickett
10/17/2017	ADMR	LANDON	Administrative Judge Reassignment (batch process)
11/27/2017	NOTC	CAMMACK	Notice of Lodging: Clerk's Record Alan C. Stephens
		CAMMACK	Clerk's Record and Reporter's Transcript on Appeal sent to Counsel Alan C. Stephens

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 North Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208) 782-3101

2016 JUN 15 PM 2:02

 CLERK
DEPUTY

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM,
MAGISTRATE DIVISION

STATE OF IDAHO,

Plaintiff,

vs.

DILLON GRANT GIBSON
DOB: [REDACTED]
SSN: [REDACTED]
825 Airport Rd
Blackfoot, Idaho 83221

Defendant.

Case No. CR-2016-4577
CRIMINAL COMPLAINT

STATE OF IDAHO)
 : ss.
County of Bingham)

Cleve B. Colson personally appeared before me this 15th day of June, 2016, and based upon the attached sworn affidavit of Andrew Adrignola, complains and says that Dillon Grant Gibson, in Bingham County, Idaho, committed a crime against the People of the State of Idaho as follows:

COUNT I: VEHICULAR MANSLAUGHTER, a Felony, Idaho Code §18-4006(3)(b), (punishable by 15 YEARS AND/OR \$15,000.00, and/or Driver's License Suspension as to be determined by the court).

**COUNT II: LEAVING THE SCENE OF AN INJURY ACCIDENT, a
Felony, Idaho Code §18-8007 (punishable by 5 YEARS
AND/OR \$5,000.00 and/or 1 year Driver's License Suspension)**

committed as follows:

COUNT I

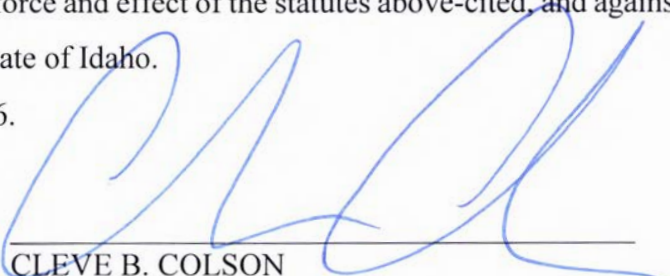
That the said Defendant, Dillon Grant Gibson, in the County of Bingham, State of Idaho, on or about the 14th day of June 2016, did unlawfully but without malice kill, William Kay Hong, a human being, by operating a motor vehicle, to-wit: a black 1999 Cadillac automobile, at 490 Lilac Street Blackfoot, Idaho, in the commission of a violation of Idaho Code section 18-8004, by driving his motor vehicle under the influence of alcohol and/or drugs, thereby striking the residence located at 490 Lilac Street, Blackfoot Idaho, which caused the death of William Kay Hong.

COUNT II


That the said Defendant, Dillon Grant Gibson, in the County of Bingham, State of Idaho, on or about the 14th day of June 2016, was the driver of a motor vehicle, to-wit: a 1999 Cadillac automobile involved in an accident at 490 Lilac Street, Blackfoot, Idaho, and willfully failed to stop, remain, give information and/or render aid, knowing and/or having reason to know that a person was injured and/or killed as a result of the accident.

All of which is contrary to the form, force and effect of the statutes above-cited, and against the peace and dignity of the People of the State of Idaho.

DATED this 15th day of June 2016.


CLEVE B. COLSON

SUBSCRIBED to before me this 15 day of June 2016.


Magistrate



IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM
MAGISTRATE DIVISION

MAGISTRATES DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

Filed 07516 No. 4577
PAMELA W. ECKHARDT, CLERK Deputy

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016

**PROBABLE CAUSE
MINUTE ENTRY AND ORDER**

[☒] An Affidavit of Probable Cause having been presented to the undersigned magistrate on this date charging the defendant, **Dillon Grant Gibson**, with the crime(s) of:

COUNT I: VEHICULAR MANSLAUGHTER, a Felony, Idaho Code §18-4006(3)(b)

COUNT II: LEAVING THE SCENE OF AN INJURY ACCIDENT, a Felony, Idaho Code §18-8007

[] The defendant, having been incarcerated without a warrant, the court finds Probable Cause to believe the defendant committed the crime(s) set forth above.

[] The defendant is released O.R.

[☒] The defendant shall remain incarcerated in lieu of bond in the amount of \$ 500,000.00

[] The defendant shall remain incarcerated in lieu of bond in the amount set by the bond schedule

[] The defendant shall remain incarcerated and bond shall be determined at arraignment.

[] This affidavit is made in support of an application for an arrest warrant.

[] An arrest warrant was issued setting bond(s) in the amount of \$ _____

[] The court does not find Probable Cause to believe the defendant committed the crime(s) set forth above. The defendant shall be released within 48 hours of arrest.

IT IS SO ORDERED.

DATED: June 15, 2016 and signed at 1:45 p m.

MAGISTRATE JUDGE



IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO,

Plaintiff,

vs.

Gibson, Dillon G,

Defendant.

CASE NO.

OFFICER PROBABLE CAUSE
STATEMENT

STATE OF IDAHO)
: ss
County of Bingham)

I, Andrew Adrignola, being first duly sworn, deposes and says:

1. That he/she is a law enforcement officer for Blackfoot Police Department for 8 years.
2. That on the 14 day of June, 2016, he/she initiated a complaint on the named defendant, Dillon G Gibson, for the crime(s) of Vehicular Manslaughter, Aggravated DUI, and Leaving the Scene of an Accident, Idaho Code Section(s): 18-4006(3)(b), 18-8006, and 18-8007.
3. That attached hereto and incorporated by reference is a true and correct copy of my report outlining the factual basis for the aforementioned charge(s), submitted for the purpose of establishing probable cause.
4. That the following statement is offered as probable cause if no report is attached.

I certify (or declare) under penalty of perjury pursuant to the law of the State of Idaho that the foregoing is true and correct.

DATED this 15 day of June, 2016.

Officer

ase

Badge #

622

Departmental Report # _____

**IN THE DISTRICT COURT OF THE 7TH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM.**

THE STATE OF IDAHO,

Plaintiff,

COURT CASE NUMBER _____
PROBABLE CAUSE AFFIDAVIT IN SUPPORT
OF ARREST (INFLUENCE REPORT)

Gibson, Dillon G

Defendant.

DOB [REDACTED]

SSN [REDACTED]

DL# [REDACTED]

State: ID

State of Idaho,

County of Bingham

SS

I, Cpl Adrignola, the undersigned, being first duly sworn on oath, depose and say that:

1. I am a peace officer employed by Blackfoot City Police Department.

2. The defendant was arrested on 6/14/2016 at 2144 ☐ AM ☒ PM for the crime of driving while under the influence of alcohol, drugs or any other intoxicating substances pursuant to Section 18-8004 Idaho Code.
Second or more DUI offense in the last five years? ☐ YES ☒ NO ☒ FELONY ☐ MISDEMEANOR

3. Location of Occurrence: 490 Lilac

4. Identified the defendant as: Dillon Gibson by: (check box)

☐ Military ID ☐ State ID Card ☐ Student ID Card ☐ Drivers License ☐ Credit Cards
☐ Paperwork found ☒ Verbal ID by defendant

Witness: identified defendant.

Other:

5. Actual physical control established by: ☐ Observation by affiant ☐ Observation by Officer
☒ Admission of Defendant to: Officer Scott, ☒ Statement of Witness:
☐ Other:

6. I believe that there is probable cause to believe the defendant committed such crime because of the following facts:

(NOTE: You must state the source of all information provided below. State what you observed and what you learned from someone else, identifying that person):

PROBABLE CAUSE FOR STOP AND ARREST: See Report

D.U. I. NOTES

Odor of alcoholic beverage ☒ Yes ☐ No
Admitted drinking alcoholic beverage ☒ Yes ☐ No
Slurred speech ☒ Yes ☐ No
Impaired memory ☒ Yes ☐ No
Glassy/bloodshot eyes ☒ Yes ☐ No

Other _____

Sobriety Tests

Gaze Nystagmus ☐ Yes ☐ No
Walk & Turn ☐ Yes ☐ No
One Leg Stand ☐ Yes ☒ No

Accident Involved ☒ Yes ☐ No
Injury ☒ Yes ☐ No

Drugs Suspected ☒ Yes ☐ No Drug Recognition Evaluation Performed ☐ Yes ☒ No
Reason Drugs are Suspected: Crashed into house

Defendant was tested for alcohol concentration, drugs or other intoxicating substances. Prior to testing, defendant was substantially informed of the consequences of refusal and failure of the test as required by Section 18-8002 and 18-8002A, Idaho Code. The test(s) was/were performed in compliance with Sections 18-8003 & 18-8004(4), Idaho Code and the standards and methods adopted by the Department of Law Enforcement.

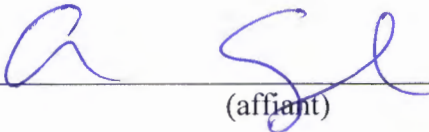
BAC: _____ by : ☐ Breath Instrument Type: ☐ Intoxilyzer 5000 ☐ Alco Sensor Serial#: _____
☒ Blood AND/OR ☐ Urine Test Results Pending? ☒ Yes ☐ No (Attached) ☒ Refusal

Name of person administering breath test: _____ Date certification expires: _____

☒ Defendant refused the test as follows: all

I certify (or declare) under penalty of perjury pursuant to the law of the State of Idaho that the foregoing is true and correct.

Dated: 6/15/2016

Signed: 
(affiant)

Filed 6-15-16 No. _____
PAMELA W. ECKHARDT, CLERK
By _____ Deputy

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 North Maple, #302
Blackfoot, Idaho 83221-1700
Phone: (208) 782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON
D.O.B.: 10/16/1985

Defendant.

Case No. CR-2016-4577

REQUEST FOR BOND

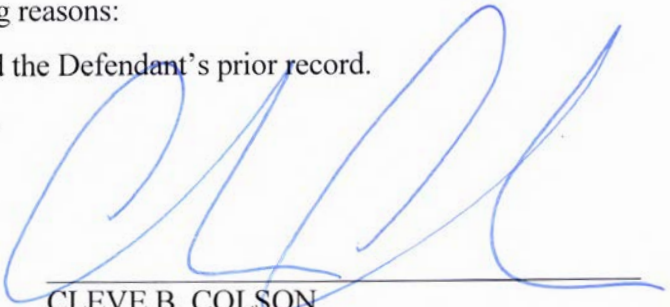
We request a bond of \$500,000.00 be set for defendant, Dillon Grant Gibson, charged with the public offenses of:

COUNT I VEHICULAR MANSLAUGHTER, a Felony, Idaho Code §18-4006(3)(b)

COUNT II LEAVING THE SCENE OF AN INJURY ACCIDENT, a Felony, Idaho Code §18-8007, for the following reasons:

due to the nature of the offense and the Defendant's prior record.

DATED this 15th day of June 2016.


CLEVE B. COLSON
Bingham County Prosecuting Attorney

On 06-14-2016 at about 2125 hours, I, Deputy Henrie was assisting Blackfoot city Police with a vehicle accident that caused a fire.

I was putting up crime scene tape to keep people out and a male said he saw Dillon Gibson running away. The male said his name was Cody Peterson and he knows Dillon. Cody said that he heard the crash and came out to see what happened and saw Dillon running East on Wooten way. I asked Cody what he was wearing. Cody said pants and he thought a white "wife beater shirt.

I gave Cody a statement form. Cody said his brother also witnessed it and asked for forms for them. Sgt Johnson collected the statement forms from them and I handed them to Detective Hall.

Deputy Henrie 322

BLACKFOOT CITY POLICE DEPARTMENT
Offense Report # 1603701

On 06/14/2016, I, Deputy Alleman, arrived on the incident at 490 Lilac St when LT Hunter from the Blackfoot PD asked me to get the Intermountain Gas Company's personal info. His name was Dave Thompson (DOB [REDACTED] and his phone number (208) 241-9104.

I then helped SGT Yancey measure the scene.

Nothing further at this time

Alleman 355

BLACKFOOT CITY POLICE DEPARTMENT
Offense Report # 1603701

On 6-14-16 at approximately 2125 hours I, Deputy J Yancey, responded to the area of Lilac and Parkway to assist city units with a house fire. I assisted with traffic and crowd control. Once Sgt Yancey arrived to measure the scene I assisted him. He used my camera to take photos. I downloaded them and added them to ARTS. At this time I have no further information, JY361.

On June 15, 2016 at approximately 2130 I, Officer Anthony, observed large flames and heard sirens and an explosion. I checked into service to assist with what was thought to be just a house fire. I responded to the area of Lilac and Parkway where I made contact with Sgt. Wheatley and began assisting with crowd control. Dispatch advised of two addresses for a possible suspect from the crash. I responded to 189 Alexander where I made contact with a male who advised that Dillon was not at the residence. While I was at the residence Cpl. Adrignola advised that he had the suspect in custody.

I responded back to Parkway and Lilac where I remained with the suspect's crash vehicle to ensure the chain of custody. I remained with the vehicle until the tow truck arrived at which time I watched the tow truck load the car and I rode with him to the office. The car was secured by evidence tape and was placed into the locked evidence bay number 5. In ARTS the vehicle is in property in custody of the Blackfoot Police Department as there is no option for Boat Bay #5. Anthony 616

On 6/14/16 at 2125 hours, I (Officer Scott) was notified of a car on fire in a garage at 490 Lilac Street. As I arrived on scene, I observed a garage portion of a house totally engulfed. I was informed that the driver of the car took off from the scene and was last seen running from behind the house.

I went behind the house that was on fire and noticed a car in the back yard that had wrecked. There was a person there that told me that there was no one in the car and the driver took off running towards the east. I ran onto Pearl Street to start looking for the suspect. I started asking the people standing around if they saw anyone running from the car. Nobody saw anything.

I was told to meet with Cpl. Adrignola and meet him at 825 Airport Road because the registration that returned to the car showed a Dillon Gibson that lived at that address. I arrived and met with Cpl. Adrignola at the residence. As we were walking up to the house, I observed a female standing by the front door of the residence. The female then walked inside. I told Cpl. Adrignola that I will check the back of the residence to make sure no one went out the back.

I heard Cpl. Adrignola state that he has Dillon. I walked back around to the front of the residence and observed Cpl. Adrignola placing handcuffs on Dillon. Dillon was wearing black boxers and nothing else. Cpl. Adrignola asked if I would stay with Dillon so he could go start on a warrant. I told him that I could and I would stay with him to the hospital.

The ambulance loaded Dillon up and transported him to the hospital and I followed. I arrived at the hospital and followed Dillon into the emergency room #4. I stayed with Dillon while he was detained and the Doctors were working on him. Dillon kept complaining that his ribs were hurting.

After some time of sitting with Dillon, I asked him if he consents to a blood draw or a urine draw. Dillon told me that he won't give blood but will tell me what happened. Dillon said that he admits to drinking alcohol, and he had too much to drink and he was drinking vodka and that he had about seven or eight shots. I asked Dillon again if he wasn't consenting to a blood draw and he said no. Dillon went on to say that the reason he went to the store was because he was having problems with his girlfriend. I just confirmed with him that he wasn't volunteering to the blood draw and he said no.

While waiting on Dillon outside his room, I was notified by the Doctor that they called William Hong at 2231 hours. I notified Cpl. Adrignola that William Hong was called at 2231 hours and he stated that he was finishing up with the warrant for the blood draw.

I stayed at the hospital with Dillon until Cpl. Adrignola served the warrant. Dillon was getting very upset and rude with the hospital staff and I had to explain to him that he wasn't able to leave the hospital because he was detained for investigation. Cpl. Adrignola arrived with the warrant and informed Dillon that he was under arrest for

Vehicular Manslaughter and Aggravated DUI. Cpl. Adrignola informed Dillon that a person died because of the accident.

Bingham Memorial Hospital informed me that there x-ray stuff was down and that they would be transferring Dillon to Eastern Idaho Medical Center for the x-rays and CT scan. A jail Deputy was sent with Dillon to EIRMC to stay with him. I then cleared.

There is audio and video that is downloaded for review.

On 06/14/16 I, Deputy Katseanes, heard city units get dispatched to a vehicle that went through a garage and the house is currently fully engulfed in flames. I was near the Highway 26 and 39 exchange and could see a huge cloud of smoke coming from the fire. Sgt. Wheatley asked for county units to assist.

When I arrived, I went to 500 Lilac to make sure everyone was out of the house. I opened the garage door that went inside the house. I yelled for anyone inside and heard no answer. A male, later known as Brandon Henry, said it was his house and everyone was out. We learned that the driver of the car left on foot. I went over to a group of individuals to see if they saw anything. I spoke with Brandon again and he said he saw a male running towards Wooten. Another male by the name of Cody Peterson said the driver was possibly Dillon Gibson. He said he recognized him from when they went to school together. I asked dispatch to confirm who the registered owner was. Dillon Gibson is the registered owner. I relayed the information to other units in the area looking for the suspect.

Bystanders were starting to gather around the crime scene and we had to tell them several times to stay back. Deputy Yancey and I put up crime scene tape to keep everyone back. Once we were done, I noticed the fire department starting CPR on a male in the driveway. One fireman asked me to assist so they could continue to work on the fire. I did compressions on the male, later identified as William Hong. The ambulance arrived shortly after and I assisted them with loading William into the ambulance. They worked on William for several minutes and asked if I could drive the ambulance to Bingham Memorial Hospital while they continued doing CPR. They advised dispatch to let BMH know he was in full arrest. After we transported William to BMH, I returned to the scene to help with crowd control.

Deputy Katseanes 315

On June 15, 2016 I Sergeant Wheatley responded to 490 Lilac Street in reference to a vehicle that was on fire and the residence was fully engulfed, at approximately 2125 hours. Dispatch advised that they had several callers. Cpl. Adrignola advised that he was also in route. A short time later all city officers and county deputies advised that they were in route.

Cpl. Adrignola arrived just prior to me where it was learned a short time later the a vehicle was travelling east from Parkway Drive and did not stop at the intersection and continued east into the garage area of 490 Lilac Street.

While responding to the fire I was travelling west on Wooton Way. I could see a large amount of black smoke coming from the area of Parkway and Lilac Street. As I approached the residence from Parkway I could see that 490 Lilac was on fire. The garage which is located to the north of the residence was fully engulfed. The trees above began to catch fire and spread to the house to the north (500 Lilac Street) which later caught fire aswell.

I parked my vehicle on Parkway near the east entrance of the trailer park. I exited the vehicle and seen several bystanders in the area running around and running away from the house as the fire grew larger.

As I approached the residence the fire began to grow in size and it became very hot. We were advised by someone across the street that "Mr. Hong" was inside the house. From previous incidents I know, William "Bill" Hong to reside at the house. Cpl. Adrignola went up to the porch of the house and then stated that it was too hot to enter the residence.

At this time an unknown male subject stated that someone maybe trapped in the vehicle and it may be on fire. He pointed to the rear of the house on the south side of the residence. All three of us went into the back yard.

In the yard to the east of 490 Lilac, I could see a car that had been crashed. The vehicle was now in the back yard of 885 Pearl Street. I could see that there as a large amount of debris on top of the vehicle, in the yard, air, and trees. The car appeared to be still running and the horn was stuck on. Cpl. Adrignola continued to the vehicle to make sure the driver was not trapped or needed medical attention.

I went around back to the front of the residence as it was believed that Bill Hong may be somewhere in the south of the house. At this time the black smoke became thicker was hard to breath and see to be able to tell if anyone was in the south end of the house.

Cpl. Adrignola ran the license plate on a black 1999 Cadillac passenger vehicle bearing Idaho plate 4BK4056. The vehicle came back to a Dillon G. Gibson who possibly lived at 825 Airport road. Cpl. Adrignola continued to attempt to locate the driver of the vehicle.

Out front of the house a large amount of people began to gather in all areas of the street. Deputy Yancey, Deputy Katseanes,, and Deputy Kendall began to tell everyone to back up to allow the fire department room to work. Several friends and family members began showing up and attempting to go in the house. We had to hold back one of the males from going up the stairs into the house who.

A short time later I observed the fire department bring Bill out and lay him on the driveway of his residence and began performing CPR and other first aid. He was loaded into the ambulance and transported to BMH. Deputies followed the ambulance to BMH.

Cpl. Adrignola advised that he had the suspect Dillon G. Gibson detained at 825 Airport Road. He was later transported to BMH. Cpl. Adrignola advised that he would be working on a warrant for a blood draw.

Lt. Hunter arrived on scene to assist. Once one scene be began to coordinate further help. I then took pictures of the scene while the fire department was working putting out the fire. I took pictures of all side of the house and the vehicle.

Located in the vehicle near the gas pedal I observed a blue and white rubber style flip flop. On the ground near the driver's door I observed the other flip flop on the ground. I observed a can of some alcohol beverage on the floor board that was spilled. I took pictures of the above.

While taking pictures I was contacted by a Neils D. Anderson who lived at 885 Pearl Street. This is the yard where the vehicle ended up. Neils stated he was home and heard an explosion and came out to find the vehicle. He did not describe any suspect at this time. The vehicle damaged his fence and a large wooden swing set. I took down his information and advised that a Detective would most likely contact him.

I was contacted by Cpl. Adrignola who asked for a city officer to respond to 825 Airport where he located the suspect and collect his clothing. He stated that the girlfriend that lives with him has given consent to gather the clothing. I responded to the office and made contact with Detective Herbert who was at the office getting done interviewing a witness of the fire. I advised Detective Herbert of the clothing located at 825 Airport Road.

We responded to 825 Airport Road, where Officer Kraus was speaking with a female who verbally identified herself as Patricia Hatch. Patricia was on the couch with her child. She invited us in and to sit down.

Detective Herbert explained to Patricia why we were there. She stated that Dillon was her boyfriend. She stated that Dillon's parents own the house but they pay rent to them. She explained she lives there and Dillon's clothing was in their bedroom. She explained that Dillon does not normally drink but had a bottle of vodka that was gone. She further explained that Dillon arrived home and told her that he was in a wreck and needed help.

She said that she first thought he was kidding because she was asleep. She said that he then took of his close and used a towel for the cut on his head.

She then signed a consent to search form and lead us to the back of the house. In the room located to the south west of the residence. I observed a pile of clothing on the floor. I could see ripped black pants (slacks), a black t-shirt with white lettering and white tank top. In the bathroom attached to the room approximately six feet away from the pile of clothing on the floor, I observed white towel that had a small amount blood on the towel. I took pictures of the room and articles before Detective Herbert collected the evidence in two separate bags. A property receipt was left with Patricia. In all four items were collected from the house

I gave Detective Herbert a ride back to the office where he secured the evidence. I responded back to the scene. Detective Herbert arrived and collected the flip flops. The vehicle was eventually towed and sealed with evidence tape. The vehicle was transported to the garage bay by APEX Towing while Officer Anthony went with the tow truck.

At this time I have no further information. See other officers and detectives reports for information. WW 626

DUI FORM

District Court of the Seventh Judicial District

STATE OF IDAHO

County of Bingham

Vehicle Information:

Year: 1999 Make: Cadillac Model: **Seville** Style: Color: Black
License Plate Number: [REDACTED] Issued State: ID
Registered Owner: Dillon Gibson
Address: **825 Airport**

Vehicle Disposition: **Towed to the boat bay by Apex Towing**

Probable Cause/Driving Pattern:

The facts observed regarding subject's driving or other details of the stop: See Report

Voluntary statements of driver and/or information given: See Report

Physical Characteristics:

Eye Condition: Red and glossy
Speech: Slurred
Foot Wear: None Ground Surface:
Balance: **Poor**
Signs or complaints of injury/illness: Rib injury and shoulder injury
Other physical characteristics:

Filed Sobriety Tests (describe subject's actions)

Horizontal gaze nystagmus: Refused
One Leg Stand: Refused
Walk & Turn: Refused
Additional Tests:

Evidentiary Test Information¹

The subject took the following evidentiary test in accordance with Idaho Code 18-8002: Breath test results were:

The breath test was performed with: Intoxilyzer SN# , AlcoSensor SN# , in compliance with the standards and methods adopted by the Idaho Department of Law Enforcement for the administration of the breath test, including a fifteen (15) minute observation period prior to testing.

Name of person administering breath test: Date Certification expires:
Location of breath test:

Other Evidentiary test results

Blood test results: Pending Urine analysis results:

A copy of the test results shall be attached to this report unless results are pending*

Audio Video Tape? ☒ Yes ☐ No
Disposition of tape: Downloaded to server

Attached Documents

- ☐ Copy of Idaho uniform citations
- ☐ Subject's Idaho drivers license or permit
- ☐ Evidentiary test results
- ☒ Vehicle inventory sheet
- ☐ I.C. 18-8002 Advisory Form
- ☐ Copy of Driving record from ILETS
- ☒ Affidavit of probable cause (notarized)
- ☐ Affidavit of refusal form
- ☐ Idaho Police Accident Report
- ☐ Witness statements
- ☐ Other documentation (specify):
- ☐ ALS 18-8002 purple form

Additional information if needed

The information given in this report is true and correct to the best of my knowledge.

 6-15-16

Officer's Signature Date

7th Judicial District
DUI Form
County of Bingham
Report #
Report Details:

M

MAY BE THE SAME AS: PAGE 01 FOR OFFICIAL INVESTIGATION PURPOSES ONLY
OLN/EA126476D. PRIVACY FLAG.
NAM/GIBSON, DILLON G. ** OPR STATUS/VALID.
RES/ ** CDL STATUS/NOT LICENSED.
189 ALEXANDER CLASS/D. ** EXP/10-16-2018.
BLACKFOOT ID 83221. OLT/DRIVER LICENSE.

ELIGIBLE FOR TRAFFIC SAFETY COURSE.

SEX/M. HAI/BRO. EYE/BRO. DOB/ [REDACTED] ORGAN DONOR
HGT/507. WGT/180. ISS/10-21-2014. REC/060142940002. CNTY/BING.

AKA OLN/519151385. AKA OLS/ID.
CITN/08-14-2002C. 08-02-2002A.FAIL SIGNAL. ISP.CASSIA.
ORD DEGREE/INFR.
CITN/02-15-2006C. 02-04-2006A.BASIC RULE. ISP.BONNEVILLE.
ORD DEGREE/INFR.
SUSP/05-22-2006.UNTL/08-20-2006. ALS08+ORDRUG. REIN FULL.01-05-2007.OP
SUSP/08-20-2006.UNTL/11-18-2006. DUI. FULL.SR22.01-26-2007.OP
CITN/12-12-2006C. 02-28-2006A.DUI. ISP.BANNOCK.
ORD DEGREE/MISD.
CITN/05-23-2011C. 05-13-2011A.BASIC RULE. CTY.SHELLEY.
ORD DEGREE/INFR.
ADDITIONAL LICENSE TYPES CONTINUED ON NEXT PAGE...

MAY BE THE SAME AS: PAGE 02 FOR OFFICIAL INVESTIGATION PURPOSES ONLY
***** IDAHO IDENTIFICATION CARD ONLY - NOT A DRIVERS LICENSE *****
OLN [REDACTED] PRIVACY FLAG.
NAM/GIBSON, DILLON G. ID CARD STATUS/EXPIRED.
RES/
189 ALEXANDER ** EXP/10-21-2006.
BLACKFOOT ID 83221. OLT/IDENTIFICATION CARD.

NOT-ELIGIBLE FOR TRAFFIC SAFETY COURSE.
TRANSACTION/DUPLICATE.

SEX/M. HAI/BRO. EYE/BRO. DOB [REDACTED] ORGAN DONOR
HGT/508. WGT/180. ISS/08-17-2006. REC/060062290016. CNTY/BING.

AKA OLN [REDACTED] AKA OLS/ID.
END OF RECORD
END OF MESSAGE...

MRI 884508 IN: DMVIO1 2050 AT 2016-06-15 04:35:43
OUT: SBG3 222 AT 2016-06-15 04:35:43

QH -- From: NCIC (IDNCIC000)

TXT: 7L01000B,MRI0884518
ID0060000
THIS NCIC INTERSTATE IDENTIFICATION INDEX RESPONSE IS THE RESULT OF YOUR
INQUIRY ON NAM/GIBSON,DILLON G SEX/M RAC/U DOB/19851016 SOC/519151385 PUR/C
ATN/J BLACKBURN
NAME FBI NO. INQUIRY DATE
GIBSON,DILLON GRANT [REDACTED] 2016/06/15

SEX RACE BIRTH DATE HEIGHT WEIGHT EYES HAIR PHOTO
M W [REDACTED] 508 165 BRO BRO Y

BIRTH PLACE
UNITED STATES

FINGERPRINT CLASS PATTERN CLASS

SOCIAL SECURITY
[REDACTED]

IDENTIFICATION DATA UPDATED 2011/09/16

THE CRIMINAL HISTORY RECORD IS MAINTAINED AND AVAILABLE FROM THE FOLLOWING:

IDAHO - STATE ID/ID10020255

THE RECORD(S) CAN BE OBTAINED THROUGH THE INTERSTATE IDENTIFICATION INDEX BY USING THE APPROPRIATE NCIC TRANSACTION.

END
MRI 884519 IN: NCIC 1638 AT 2016-06-15 04:36:10
OUT: SBG3 224 AT 2016-06-15 04:36:10

FR -- From: HFS (IDIII0000)

TXT: THIS RESPONSE IS BASED ON YOUR INQUIRY OF
SID/ID10020255 PUR/C ATN/J BLACKBURN DATHIS RECORD MAY BE USED ONLY FOR CRIMINAL JUSTICE PURPOSES AS DEFINED BY THE
FEDERAL BUREAU OF INVESTIGATION, IDAHO CODE CHAPTER 67, TITLE 30 AND IDAHO
CODE CHAPTER 52, TITLE 19.

AN ARREST WITHOUT DISPOSITION IS NOT AN INDICATION OF GUILT.

* * IDAHO CRIMINAL HISTORY * *

=====

IDENTIFICATION

SID NUMBER	FBI UCN	SOCIAL SECURITY NUMBER
ID10020255	536562LC4	

NAME: GIBSON, DILLON GRANT

DATE(S) OF BIRTH:

SEX	RACE	HEIGHT	WEIGHT	EYE	HAIR	SKIN
M	W	507	175	BRO	BRO	

COB	POB	III STATUS
US	POCATELLO ID	SINGLE-STATE OFFENDER

=====

CRIMINAL HISTORY

===== CYCLE 1 =====

----- ARREST -----

DATE OF ARREST:	02-28-2006
ARREST AGENCY:	ID0030000 BANNOCK COUNTY SHERIFF'S OFFICE
PRINT ID#:	ID1331124457
CHARGE:	1
OFFENSE LITERAL:	CONTROLLED SUBSTANCE-POSSESSIO
STATUTE:	37-2732(C)(1)
SEVERITY:	FELONY
COUNTS:	1
ARRESTING CASE NUMBER:	06-B0964
CHARGE:	2
OFFENSE LITERAL:	DRIVING UNDER THE INFLUENCE
STATUTE:	18-8004
SEVERITY:	MISDEMEANOR
COUNTS:	1
ARRESTING CASE NUMBER:	06-B0964
CHARGE:	3
OFFENSE LITERAL:	32-2734-A POSSESION OF PARAPH
STATUTE:	37-2734-A POSSESION OF P
SEVERITY:	MISDEMEANOR

COUNTS: 1
ARRESTING CASE NUMBER: 06-B0

===== CYCLE 2 =====

----- ARREST -----

DATE OF ARREST: 08-02-2006
ARREST AGENCY: ID0030000 BANNOCK COUNTY SHERIFF'S OFFICE
PRINT ID#: ID1330126478
CHARGE: 1
OFFENSE LITERAL: POSS OF CONTROLLED SUBSTANCE
STATUTE: 37-2732(C)(1)
SEVERITY: FELONY
COUNTS: 1
ARRESTING CASE NUMBER: 06-B3616
CHARGE: 2
OFFENSE LITERAL: DRIVING W/OUT PRIVILEGES
STATUTE: 18-8001
SEVERITY: MISDEMEANOR
COUNTS: 1
ARRESTING CASE NUMBER: 06-B3616

----- COURT DISPOSITION -----

CHARGE: 1
OFFENSE LITERAL: Controlled Substance-possession
STATUTE: 37-2732
SEVERITY: FELONY
COUNTS: 1
COURT ORI: ID003015J
COURT CASE: CR20060013
COURT DATE: 08-21-2006
DISPOSITION: DISMISSED

===== CYCLE 3 =====

----- ARREST -----

DATE OF ARREST: 11-19-2006
ARREST AGENCY: ID0030000 BANNOCK COUNTY SHERIFF'S OFFICE
PRINT ID#: ID1330128108
CHARGE: 1
OFFENSE LITERAL: 37-2732-C-1 POSSESSION OF METH/
STATUTE: 37-2732-C-1 POSSESSION OF
SEVERITY: FELONY
COUNTS: 1
ARRESTING CASE NUMBER: 06-B5352

===== CYCLE 4 =====

----- ARREST -----

DATE OF ARREST: 09-09-2011
ARREST AGENCY: ID0060000 BINGHAM COUNTY SHERIFF'S OFFICE
PRINT ID#: ID0000972219
CHARGE: 1
OFFENSE LITERAL: CONT SUBSTANCE-PARAPHARNELIA
STATUTE: 37-2734(A)
SEVERITY: MISDEMEANOR
COUNTS: 1
ARRESTING CASE NUMBER:
CHARGE: 2
OFFENSE LITERAL: POSS MARIJUANA-LESS 3 OZ
STATUTE: 37-2732(C)(3)
SEVERITY: MISDEMEANOR
COUNTS: 1
ARRESTING CASE NUMBER:

END OF RECORD

MRI 884523 IN: CCHQ 163 AT 2016-06-15 04:36:27
OUT: SBG3 225 AT 2016-06-15 04:36:27

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF BINGHAM

MAGISTRATES DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

FELONY FIRST APPEARANCE

Filed 6-14-16 No. 17
Deputy

- 1 1. You have the right to remain silent. Anything you say about the charge or charges pending against you could and most likely would be used by the prosecution in their case against you.
- 2 2. You have the right to have a lawyer and the right to apply for a court appointed lawyer. If you are appointed a court appointed lawyer you must make contact with that lawyer's office today, make an appointment and keep that appointment. Further you must stay in weekly contact with your lawyer's office and make all your court appearances. Failure to do so may result in a warrant being issued for you arrest.
- 3 3. The charge or charges pending before the court are felony matters and must be set for a preliminary hearing within a 21 day period of time if you are not in jail or within a 14 day period of time if you are in jail.
- 4 4. At the preliminary hearing all the state has to show is that it is more probable than not that you committed the alleged crime or crimes that you have been charged with. The state will call witnesses to testify against you and you have the right to cross-examine them, also you have the right to call witnesses to testify on your behalf at no expense to yourself.
- 5 5. If in fact the state meets this minimal burden of proof you would be bound over to the District Court to stand and answer to the charge or charges and that is where you would enter your plea.
- 6 6. If your plea is not guilty you are entitled to a trial before a jury of 12 persons. At trial the state's burden of proof is beyond a reasonable doubt, which is the highest standard of proof in law. Again the state will call witness(es) to testify against you, and you have the right to cross-examine them, also you have the right to call witnesses to testify on your behalf at no expense to yourself.
7. Have you received a copy of the felony criminal complaint filed in this case? ☒ YES ☐ NO
- 8a 8a. Would you like the court to read the complaint to you?
OR (Mark one - 8a or 8b)
- 8b 8b. Would you waive the formal reading of this criminal complaint?
9. Are you under the influence of alcohol? ☐ YES ☒ NO
10. Are you under the influence of any drugs, legal or otherwise? ☐ YES ☒ NO

THE COURT WILL INFORM YOU OF THE NATURE OF THE CHARGE OR CHARGES PENDING
AND THE MAXIMUM PENALTIES FOR EACH CHARGE.

CHOOSE ONLY ONE AND INITIAL

- 1 I wish to waive my right to be represented by an attorney. I will represent myself.
- 2 I wish to apply for court appointed counsel to represent me.
- 3 I wish a continuance to consult with an attorney. I will retain my own attorney.

If you have any questions concerning any right to procedure do not hesitate to speak up. It is essential that you understand.

By signing this document I acknowledge that I have read the same and that I fully understand my rights as indicated and that any questions I may have regarding these rights have been answered to my satisfaction.

DATED and DONE this 14th day of June, 2016

DEFENDANT

WITNESS

Date: 6/15/16 Time: _____

Name: Tom Holm

Mailing Address: 333 NORTHGATE MILE, IDAHO FALLS

Telephone Number: 542-6746 E-Mail Address: tholm@postregister.com

I am requesting a copy or to examine certain records contained in CourtCounty County Case # CR-16-4577
DILLON GIBSON

☐ Record is Sealed Material requested and reason for request:

AFFIDAVIT OF PROBABLE CAUSE, CRIMINAL COMPLAINT

☐ Relationship to case/parties: NEWS

Date of request: 6/15/16 Signature of Requesting Party: Tom Holm

Date request sent to records custodian _____ by _____

Response

☐ Request Granted:

The requested record is attached/available. The cost is \$1.00 per page for _____ pages, for a total of _____ to be paid in advance.

☐ Copies hand-delivered to requester ☐ Copies e-mailed to the e-mail address above.

☐ Copies mailed to requester at above address

☐ Response delayed:

☐ Additional time is necessary to locate or retrieve the requested record. You should receive a response no later than (10) working days following the date of your request.

☐ CourtCounty county is not the custodian of the requested record.

☐ Notice of denial:

The requested records is exempt from disclosure pursuant to Idaho Court Administrative Rule 32.

☐ Notice of partial denial:

Your request has been partially denied. Certain information has been determined to be exempt from disclosure pursuant to Idaho Court Administrative Rule 32, and has therefore been redacted from the requested record with the exempt information redacted is attached/available.

Signature of Record Custodian

Date: _____

done
6-16-16
SL

COURT MINUTES

MAGISTRATES DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

Filed 61916 No. _____
PAMELA W. ECKHARDT, CLERK
By _____ Deputy

CR-2016-0004577

State of Idaho vs. Dillon G Gibson

Hearing type: First Appearance

Hearing date: 6/15/2016

Time: 1:45 pm

Judge: Scott H. Hansen

Courtroom: #1

Court reporter: HANSEN061516-SNL

Minutes Clerk: JODEE

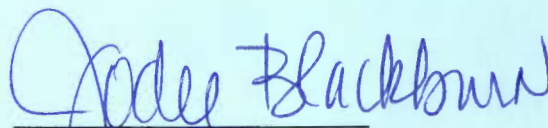
Tape Number:

Defense Attorney: Manuel Murdoch

Prosecutor: Cleve Colson

Defendant is advised of the charge, rights and possible penalties. Defendant stated he/she understood. Defendant is then advised of their right to counsel and defendant indicated he/she wished to have the public defender appointed. Court questioned and appointed the public defender. Mr. Colson commented regarding bond and requested the Court set a bond in the matter. Court reviews the Request for Bond and the Probable Cause Minute Entry and Order and finds probable cause and will order the bond set at \$500,000.00.

ORDER: Preliminary hearing set for June 23, 2016, at 8:30 a.m. Public defender is appointed. Defendant is remanded in lieu of \$500,000.00.


Jodee Blackburn, Deputy Clerk

Seventh Judicial District Court, State of Idaho
In and For the County of Bingham
501 N. Maple #402
Blackfoot, Idaho 83221-1700

MAGISTRATES DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO
Filed 01416 No. _____
PAMELA W. ECKHARDT, CLERK
By _____ Deputy

State of Idaho) Case No. CR-2016-0004577
)
vs.) **ORDER APPOINTING**
) **PUBLIC DEFENDER**
)
Dillon G Gibson)
825 Airport Rd)
Blackfoot, ID)
DOB: [REDACTED])

The Court being fully advised as to the application of Dillon G Gibson, and it appearing to be a proper case,

NOW, THEREFORE, IT IS ORDERED that:

Manuel Murdoch
P O Box 822
Blackfoot, ID

Public defender for the County of Bingham, State of Idaho, a duly licensed attorney in the State of Idaho, is hereby appointed to represent said Defendant, Dillon G Gibson, in all proceedings in the above entitled case.

The Defendant is further advised that he/she may be required to reimburse the Court for all or part of the cost of court appointed counsel.

DATE: 01-15-16

SCOTT H. HANSEN

JUDGE

COPIES TO:

☒ Public Defender
☐ Prosecutor
☐ Defendant

Jane Blackburn
DEPUTY CLERK

ORDER APPOINTING PUBLIC DEFENDER

Seventh Judicial District Court, State of Idaho
In and For the County of Bingham
501 N Maple #402
Blackfoot, Idaho 83221-1700

MAGISTRATES DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

Filed 6-14-16 No. _____
PAMELA W. ECKHARDT, CLERK
By _____ Deputy

STATE OF IDAHO,
Plaintiff.

vs.

Dillon G Gibson
825 Airport Rd
Blackfoot, ID 83221

Defendant.

Case No: CR-2016-0004577

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the above-entitled case is hereby set for:

Preliminary
Thursday, June 23, 2016
08:30 AM

Judge: James H Barrett
Courtroom:

I hereby certify that the foregoing is a true and correct copy of this Notice of Hearing entered by the Court and on file in this office. I further certify that copies of this Notice were served as follows on this date Thursday, June 16, 2016.

Defendant:
Dillon G Gibson

Mailed _____ Hand Delivered XX - JAIL _____

Private Counsel:
Manuel Murdoch
P O Box 822
Blackfoot ID 83221

Mailed _____ E-mail _____ Hand Delivered XX - JAIL

Prosecutor:
Cleve B. Colson

Mailed _____ E-mail XX _____ Hand Delivered _____

Probation:

Mailed _____ E-mail _____ Hand Delivered _____

Dated: Thursday, June 16, 2016

Pamela W. Eckhardt
Clerk of the District Court

By:

Jodee Blackburn
Deputy Clerk

DOC22 7/96

2016 JUL 20 PM 4:43



ЛУ

)
)
) Case No. CR-2016-4577
)
) **REQUEST FOR DISCOVERY**
)
)
)
)
)

40

which the Plaintiff intends to introduce at trial, or which were prepared by a witness whom the Plaintiff intends to call at trial when the results or reports relate to testimony of the witness.

3. Describe any and all documents and tangible evidence, not previously disclosed, including anything which Plaintiff intends to introduce or may introduce at trial.

4. A list of the names and addresses of any witnesses the Plaintiff intends to call at trial, and the substance of the testimony of such witnesses, along with a copy of any criminal record.

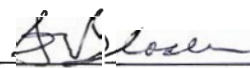
5. A list of the names and addresses of any expert witnesses the Plaintiff intends to call at trial, and the substance of the testimony of such witnesses, along with a copy of any criminal record.

6. This is a continuing Request for Discovery and the prosecuting attorney for the Plaintiff shall timely file such supplemental responses with the Court and shall serve the same upon the Defense as may be required from time to time to correctly set forth all further and different information obtained by the prosecuting attorney for the Plaintiff.

The undersigned further requests that said information, evidence and materials be presented to the Office of BLASER, OLESON & LLOYD, 285 NW Main, P.O. Box 1047, Blackfoot, Idaho 83221, on or before the fourteenth day from which it has been signed, or at such other date and time mutually agreed to by counsel.

Dated and signed this 20 day of June, 2016.

BLASER, OLESON & LLOYD, Chrt.

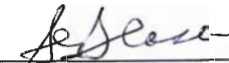
By: 
STEPHEN J. BLASER
Attorneys for Defendant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 20 day of June, 2016, a true and correct copy of the foregoing REQUEST FOR DISCOVERY was served by the method indicated below and addressed to each of the following:

Bingham County Prosecutor
501 N Maple, Box 302
Blackfoot, ID 83221

- ☐ U.S. Mail
- ☐ Fax
- ☐ Courthouse Box
- ☒ Hand-Delivery



STEPHEN J. BLASER

2016 JUN 20 PM 4:43



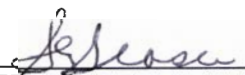
TY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 20 day of June, 2016, a true and correct copy of the foregoing NOTICE OF APPEARANCE was served by the method indicated below and addressed to each of the following:

Bingham County Prosecutor

- ☐ U.S. Mail
- ☐ Fax
- ☒ Courthouse Box
- ☐ Hand-Delivery



STEPHEN J. BLASER

STEPHEN J. BLASER

BLASER, OLESON & LLOYD, Chartered

Attorneys at Law

285 N.W. Main

P.O. Box 1047

Blackfoot, Idaho 83221

(208) 785-4700

Fax No. 785-7080

ISB #1923

Attorney for Dillon G. Gibson

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM
MAGISTRATE DIVISION

STATE OF IDAHO,

Plaintiff,

VS

DILLON G. GIBSON,

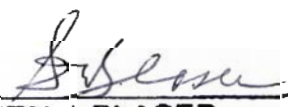
Defendant.

Case No. CR-2016-4577

SUBSTITUTION OF COUNSEL

IT IS HEREBY AGREED that Stephen J. Blaser of the firm of BLASER,
OLESON & LLOYD, Chartered, is hereby substituted of record as counsel for
Defendant, Dillon G. Gibson, in the place of counsel, Manuel Murdoch.

DATED AND SIGNED this 20 day of June, 2016.


STEPHEN J. BLASER


MANUEL MURDOCH

SUBSTITUTION OF COUNSEL
06.17.2016 atc

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 20 day of June, 2016, a true and correct copy of the foregoing SUBSTITUTION OF COUNSEL was served by the method indicated below and addressed to each of the following:

Bingham County Prosecutor
501 N Maple, Box 302
Blackfoot, ID 83221

- ☐ U.S. Mail
- ☐ Fax
- ☒ Courthouse Box
- ☐ Hand-Delivery



STEPHEN J. BLASER

CLEVE B. COLSON

BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON

Prosecuting Attorney

501 North Maple, #302

Blackfoot, Idaho 83221-1700

Phone: (208) 782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON,

Defendant.

Case No. CR-2016-4577

**RESPONSE TO REQUEST
FOR DISCOVERY**

COMES NOW Cleve B. Colson, Bingham County Prosecuting Attorney, and submits the following Response to Defendant's Request for Discovery:

Request No. 1: Please provide a list of any and all witnesses you intend to call at time of trial, including names, addresses, telephone numbers, and a brief summary of the testimony you expect to elicit from each such witness.

Response No. 1: The State may call the following witnesses at time of trial, including any and all subjects listed in police reports, medical records, and reports from the Blackfoot Fire Department;

Cpl. Andrew Adrignola
Blackfoot Police Department
501 N. Maple
Blackfoot, Idaho 83221

Deputy Lawrence Henrie
Bingham County Sheriff's Office
501 N. Maple
Blackfoot, Idaho 83221

Chief Deputy Jeff Gardner
Bingham County Sheriff's Office
501 N. Maple
Blackfoot, Idaho 8322

Sgt. Gary Yancey
Bingham County Sheriff's Office
501 N. Maple
Blackfoot, Idaho 83221

Deputy Todd Howell
Bingham County Sheriff's Office
501 N. Maple
Blackfoot, Idaho 83221

Julie Wright – Dispatcher
Bingham County Sheriff's Office
501 N. Maple
Blackfoot, Idaho 83221

Lt. Shawn Hunter
Blackfoot Police Department
501 N. Maple
Blackfoot, Idaho 83221

Members of the Blackfoot Fire Department
Names to be provided when available
225 N. Ash
Blackfoot, Idaho 83221

Deputy Jeremy Kendall
Bingham County Sheriff's Office
501 N. Maple
Blackfoot, Idaho 83221

Detective Kathy Hall
Bingham County Sheriff's Office
501 N. Maple
Blackfoot, Idaho 83221

Cpl. Greg Austin
Blackfoot Police Department
501 N. Maple
Blackfoot, Idaho 83221

Terrell Jones – Blackfoot Police COP member
Blackfoot Police Department
501 N. Maple
Blackfoot, Idaho 83221

Sgt. Wes Wheatley
Blackfoot Police Department
501 N. Maple
Blackfoot, Idaho 83221

Sgt. Chad Braswell
Blackfoot Police Department
501 N. Maple
Blackfoot, Idaho 83221

Sgt. David Johnson
Bingham County Sheriff's Office
501 N. Maple
Blackfoot, Idaho 83221

Cpl. Burkam Burnett
Bingham County Sheriff's Office
501 N. Maple
Blackfoot, Idaho 83221

Deputy Jake Yancey
Bingham County Sheriff's Office
501 N. Maple
Blackfoot, Idaho 83221

Officer Tre Overby
Blackfoot Police Department
501 N. Maple
Blackfoot, Idaho 83221

Officer Ryan Anthony
Blackfoot Police Department
501 N. Maple
Blackfoot, Idaho 83221

Bob Bettencourt – Blackfoot Police COP member
Blackfoot Police Department
501 N. Maple
Blackfoot, Idaho 83221

Deputy Brandon Alleman
Bingham County Sheriff's Office
501 N. Maple
Blackfoot, Idaho 83221

Officer Quinton Kraus
Blackfoot Police Department
501 N. Maple
Blackfoot, Idaho 83221

Russell Waite – IDOC Probation Officer
IDOC Department of Corrections

Officer Steven Scott
Blackfoot Police Department
501 N. Maple
Blackfoot, Idaho 83221

Officer Randy Wiersma
Blackfoot Police Department
501 N. Maple
Blackfoot, Idaho 83221

Detective Randy Herbert
Bingham County Sheriff's Office
501 N. Maple
Blackfoot, Idaho 83221

Paula Hulse – Blackfoot Police COP member
Blackfoot Police Department
501 N. Maple
Blackfoot, Idaho 83221

Josephine Thyberg – Blackfoot Police COP member
Blackfoot Police Department
501 N. Maple
Blackfoot, Idaho 83221

Jamie Irwin – Blackfoot Police COP member
Blackfoot Police Department
501 N. Maple
Blackfoot Idaho 83221

Deputy Brock Katseanes
Bingham County Sheriff's Office
501 N. Maple
Blackfoot, Idaho 83221

Deputy Clayton Yancey
Bingham County Sheriff's Office
501 N. Maple
Blackfoot, Idaho 83221

Sheriff Craig Rowland
Bingham County Sheriff's Office
501 N. Maple
Blackfoot, Idaho 83221

Members Blackfoot Ambulance Crew
225 N. Ash
Blackfoot, Idaho 83221

Detective Alan Bollschweiler
Blackfoot Police Department
501 N. Maple
Blackfoot, Idaho 83221

Dr. Groban
Address unknown
Ada County Idaho

Cpl. Jon Hay
Blackfoot Police Department
501 N. Maple
Blackfoot, Idaho 83221

Members of Bingham Memorial Hospital Emergency Room personnel
Names will be provided as they become available

Unnamed members of Eastern Idaho Regional Medical Center
Names will be provided as they become available

Neils Anderson
885 Pearl
Blackfoot, Idaho 83221

Cody Peterson
783 Wooton Way
Blackfoot, Idaho 83221

Nathan Gerrie
164 N. 360 W.
Blackfoot, Idaho 83221

Patricia M. Hatch
825 Airport
Blackfoot, Idaho 83221

Kevin Leavitt
890 Pearl Drive
Blackfoot, Idaho 83221

Shawn Roeder
761 Hoff Dr.
Blackfoot, Idaho 83221

Brandon M. Henry
500 Lilac
Blackfoot, Idaho 83221

Brett Peterson
783 Wooten Way
Blackfoot, Idaho 83221

Dallin Peterson
783 Wooten Way
Blackfoot, Idaho 83221

Brakkin Leavitt
890 Pearl
Blackfoot, Idaho 83221

Donald Buckner – Medical Technician
Bingham Memorial Hospital
98 Poplar
Blackfoot, Idaho 83221

John Kluvers – Deputy Coroner
Bingham County

Shawnie Roeder
761 Hoff
Blackfoot, Idaho 83221

State of Idaho Fire Marshall
Name to be provided when available

Request No. 2: Please provide a copy of any written or oral statements made by the Defendant within the possession, custody or control of the state.

Response No. 2: Please see Response no. 7;

Request No. 3: Please provide a list of any and all co-defendants and the substance of any relevant oral or written statement made by the co-defendant(s).

Response No. 3: None

Request No. 4: Please provide a copy of the Defendant's prior criminal record, if any, as is then or may become available to you.

Response No. 4: The State provides the following:

A copy of the Defendant's Idaho DMV drivers license information, 1 page;

A copy of a NCIC Criminal History conducted in the Defendant's name, 4 pages;

A copy of the Defendant's Idaho Repository -- Party Search Results, 11 pages;

Request No. 5: Please attach to your Answers to these Interrogatories copies of any and all written documents or other tangible evidence you intend to produce as exhibits at time of trial.

Response No. 5: Please see response no. 7;

Request No. 6: Please provide a copy of any physical or mental examination made of the Defendant in connection with this case.

Response No. 6: To be provide when available;

Request No. 7: Please produce a copy of an investigatory (police reports) reports generated in this matter.

Response No. 7: The State provides the following;

A copy of Blackfoot City Police Department Incident Report along with Incident Detail for Incident no. 02-2016-03701, 13 pages;

A copy of Andrew Adrignola's Officer Probable Cause Statement along with Probable Cause

Affidavit in Support of Arrest and/or Refusal to Take Test, and DUI form, 5 pages;

A copy of a Search Warrant and Affidavit of Probable Cause in Support of Search Warrant, 4 pages;

A copy of Deputy Henrie's report, report no. 1603701.001, 1 page;

A copy of Deputy Alleman's report, report no. 1603701.002, 1 page;

A copy of Deputy J. Yancey's report, report no. 1603701.003, 1 page;

A copy of Deputy Anthony's report, report no. 1603701.004, 1 page;

A copy of Officer Scott's report, report no. 1603701.005, 2 pages;

A copy of Deputy Katseanes report, report no. 1603701.006, 1 page;

A copy of Sgt. Wheatley's report, report no. 1603701.007, 3 pages;

A copy of Cpl. Adrignola's report, report no. 1603701.009, 2 pages;

A copy of Deputy C. Yancey's report, report no. 1603701.010, 1 page;

A copy of Detective Kathy Hall's report, report no. 1603701.011, 1 page;

A copy of Lt. Hunter's report, report no. 1603701.012, 3 pages;

A copy of Officer Anthony report, report no. 1603701.0013, 1 pages;

A copy of Detective R. Herbert's report, report no. 1603701.0014, 4 pages;

A copy of Sgt. Wheatley's report, report no. 1603701.015, 1 page;

A copy of Detective Bollschweiler's report, report no. 1603701.016, 1 page;

A copy of Detective Bollschweiler's report, report no. 1603701.017, 1 page;

A copy of Idaho Vehicle Collision Report, 5 pages;

A copy of a Verified Petition For Detention For Purposes of Obtaining Evidence of Identifying Physical Characteristics and Order of Detention, 4 pages;

A copy of Bingham County Sheriff / Blackfoot Police Inventory Report, 1 page;

A copy of Law Enforcement Permission To Search signed by Patricia Hatch, 1 page;

A copy of Evelia Villasano's handwritten statement, 1 page;

A copy of Brandon Henry's handwritten statement, 1 page;

A copy of Dallin Peterson's handwritten statement, 1 page;

A copy of Brett Peterson's handwritten statement, 1 page;

A copy of Cody Peterson's handwritten statement, 1 page;

A copy of a drawing, 1 page;

A copy of Andrew Adrignola's Officer Probable Cause Statement, Probable Cause Affidavit

in Support of Arrest and/or Refusal to Take Test, DUI Form, 5 pages;

A copy of a Affidavit of Probable Cause and Search Warrant, 4 pages;

A copy of a Verified Petition For Detention For Purpose of Obtaining Evidence of Identifying Physical Characteristics along with Exhibits, 29 pages;

A DVD containing digital photographs, 1 DVD;

Request No. 8: Please provide all audio and/or videos, dispatch logs, Intox logs, and officer notes that in any way relate to this matter.

Response No. 8: The State provides the following;

One DVD containing audio/video of the fire;

One DVD containing in-car video from Officer Wiersma's vehicle;

Two DVDs containing in-car video from Sgt. Wheatley's vehicle;

Two DVDs containing in-car video from Cpl. Adrignoa's vehicle;

One DVD containing 911 calls as received by Bingham County Dispatch Center;

One DVD containing audio/vehicle of the interview conducted with Kevin Leavitt and Brakkin Leavitt;

One DVD containing audio of Jail phone calls made by the defendant June 15 through June 20, 2016;

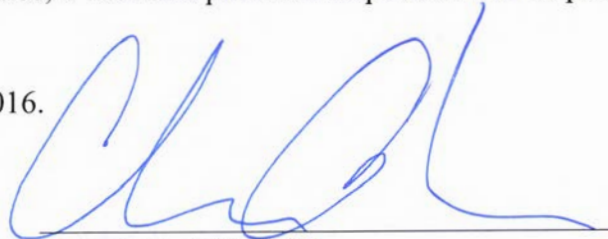
One DVD containing audio/video of the defendant's jail visits, June 15 through June 20, 2016;

Pursuant to I.C.R. 16(d)(2)A the State is hereby providing a redacted and unredacted copy of the discovery provided in this matter. You shall not disclose the protected information to the defendant or to a member of the defendant's family without the consent of the prosecuting attorney or an order of the court upon a showing of need.

Please be advised that all inmate phone calls, video visits, e-mails, messages and picture messages at the Bingham County Jail are recorded on the Telmate System. If your client has been in custody at the Bingham County jail during these proceedings and has used the Telmate system you may view or listen to the recorded audio or video. To view or listen to the recordings, from the Bingham County Jail, please request an appointment with the Bingham County Prosecutor's Office between the hours of 9:00 a.m. and 4:00 p.m. Monday through Friday. These recordings maybe provided to you pursuant to the specific dates and times that you are requesting. If a copy of the recordings is requested, you will be asked to provide the appropriate device for copying purposes.

If the defendant requests to inspect and copy items listed in Idaho Criminal Rule 16(b)(4) and/or 16(b)(5), please provide a written request indicating the items that you intend to inspect and/or copy. Upon reasonable written notice, a time and place for inspection will be provided to you.

DATED this 24th day of June 2016.



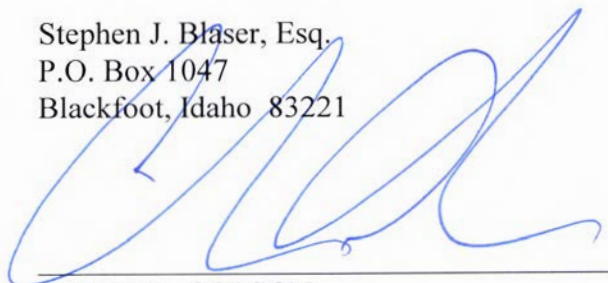
CLEVE B. COLSON
Prosecuting Attorney

CERTIFICATE OF SERVICE

I hereby certify that on the 24th day of June 2016, in the manner indicated below, I served a true and correct copy of the foregoing upon the following persons:

- (X) designated courthouse box
- () first class mail
- () hand delivered

Stephen J. Blaser, Esq.
P.O. Box 1047
Blackfoot, Idaho 83221



CLEVE B. COLSON

COURT MINUTES

MAGISTRATES DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

Filed 6-23-16 No. _____
PAMELA W. ECKHARDT, CLERK

By _____ Deputy

CR-2016-0004577

State of Idaho vs. Dillon G Gibson

Hearing type: Preliminary

Hearing date: 6/23/2016

Time: 8:45 am

Judge: James H Barrett

Courtroom: #1

Court reporter: PRELIMINARY062316-JOB

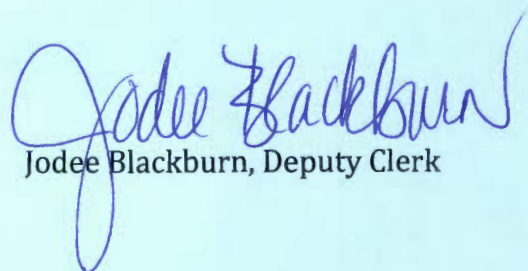
Minutes Clerk: JODEE

Tape Number:

Defense Attorney: Stephen Blaser

Prosecutor: Cleve Colson

Matter is before the Court for a preliminary hearing. Parties are stipulating to have the preliminary hearing continued at this time. Court advised defendant of his right to a preliminary hearing and defendant waived the time for the preliminary hearing. Court accepted the waiver of time. Mr. Blaser wishes to address the issue of bond and Mr. Colson has no objection to that being addressed at this time. Mr. Blaser commented regarding bond and requests the bond be reduced or the defendant released OR. Mr. Blaser comments regarding family ties and living here all his life. Mr. Colson commented regarding the bond and the seriousness of the charge, loss of life, fleeing the scene and commented regarding the bond remaining the same due to the charges. Court will order the bond remain at \$500,000.00 and preliminary hearing will be continued until July 7, 2016 at 8:30 a.m.


Jodee Blackburn, Deputy Clerk

MAGISTRATES DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

NOTICE OF HEARING

58

IN THE DISTRICT COURT OF THE 7TH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

2016 JUN 17 PM 1:43

State of Idaho

PLAINTIFF(S)

) REQUEST TO OBTAIN APPROVAL TO

) VIDEO/AUDIO RECORD, BROADCAST OR

V.

) PHOTOGRAPH A COURT PROCEEDING

Dillon G. Gibson

DEFENDANT(S)

I hereby request approval to:

☒ video/audio record ☐ broadcast ☐ photograph the following court proceeding:

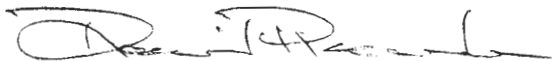
Case No.: CR-2016 4577-FE

Date: 6-23-16

Location: Bingham

Presiding Judge: James H. Barrett

I have read Rule 45 of the Idaho Court Administrative Rules permitting cameras in the courtroom, and will comply in all respects with the provisions of that rule, and will also make certain that all other persons from my organization participating in video or audio recording or broadcasting or photographing of the court proceedings have read Rule 45 of the Idaho Court Administrative Rules and will comply in all respects with the provisions of that rule.



Name: David Plourde

News Organization Represented: for KIFI / KIDK / KXPI

Phone Number: 528-2158

Fax Number: 529-2443

Date: 6-17-16

2016 JUN 22 AM 8:54

ORDER

THE COURT, having considered the above Request for Approval under Rule 45 of the Idaho Court Administrative Rules, hereby orders that permission to video/audio record the above hearing is:

☒ GRANTED under the following restrictions in addition to those set forth in Rule 45 of the Idaho Court Administrative Rules:

☐ DENIED.

THE COURT, having considered the above Request for Approval under Rule 45 of the Idaho Court Administrative Rules, hereby orders that permission to broadcast the above hearing is:

☐ GRANTED under the following restrictions in addition to those set forth in Rule 45 of the Idaho Court Administrative Rules:

☐ DENIED.

THE COURT, having considered the above Request for Approval under Rule 45 of the Idaho Court Administrative Rules, hereby orders that permission to photograph the above hearing is:

☐ GRANTED under the following restrictions in addition to those set forth in Rule 45 of the Idaho Court Administrative Rules:

☐ DENIED.

All images and audio recordings captured in the courtroom, whether before, during or after the actual court proceedings, by any pool photographer or video and broadcast camera operator shall be shared with other media organizations as required by Rule 45 of the Idaho Court Administrative Rules.

DATED this 22 day of June, 2016 [Signature]
Justice/Judge

Attn. Judge Barrett

Please let me know if there are any issues with the transmission of this request

Our newsroom fax number is 529-2443.

(If there are problems with that number, our office fax number is 522-1930)

Thanks in advance.

With respect,

Dave Plourde Assignment Editor

david.plourde@npgco.com

KIFI News Group 1915 N. Yellowstone Hwy • IDAHO FALLS ID 83401 T 208 528 2158 F 208 522 1930

Local News 8 (ABC) - Telemundo - CW - Local News 8 NOW - KIDK Eyewitness News-KXPI Fox

- LocalNews8.com - SuperIdaho.com - SportsLinePrep.com

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Prosecuting Attorney
501 North Maple, #302
Blackfoot, Idaho 83221-1700
Phone: (208) 782-3101

2016 JUL -5 PM 4:13

 CLERK
DUTY

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON,

Defendant.

Case No. CR-2016-4577

**FIRST SUPPLEMENTAL RESPONSE
TO REQUEST
FOR DISCOVERY**

COMES NOW Cleve B. Colson, Bingham County Prosecuting Attorney, and submits the following Response to Defendant's Request for Discovery:

Request No. 6: Please provide a copy of any physical or mental examination made of the Defendant in connection with this case.

Response No. 6: The State provides the following;

A copy of Idaho State Police Forensic Services – Forensic Volatiles Analysis Report, Laboratory Case No. C2016-1109, 6 pages;

Request No. 7: Please produce a copy of an investigatory (police reports) reports generated in this matter.

Response No. 7: A copy of Affidavit in Support of Search Warrant along with a Search Warrant issued on June 17, 2016, 3 pages;

A copy of Receipt, Inventory and Return of Warrant dated June 15, 2016, 2 pages;

A copy of William Hong's Certificate of Death issued by the State of Idaho on June 29, 2016, 2 pages;

Request No. 8: Please provide all audio and/or videos, dispatch logs, Intox logs, and officer notes that in any way relate to this matter.

Response No. 8: The State provides the following;

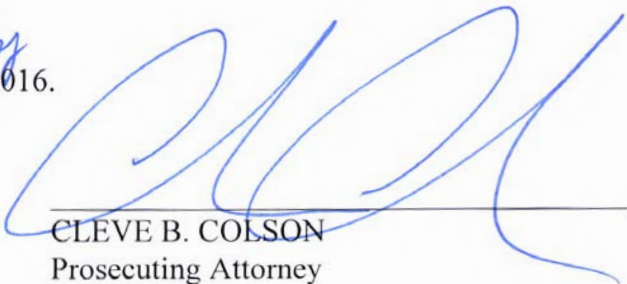
A DVD containing Deputy Henrie's in-car video;

Pursuant to I.C.R. 16(d)(2)A the State is hereby providing a redacted and unredacted copy of the discovery provided in this matter. You shall not disclose the protected information to the defendant or to a member of the defendant's family without the consent of the prosecuting attorney or an order of the court upon a showing of need.

Please be advised that all inmate phone calls, video visits, e-mails, messages and picture messages at the Bingham County Jail are recorded on the Telmate System. If your client has been in custody at the Bingham County jail during these proceedings and has used the Telmate system you may view or listen to the recorded audio or video. To view or listen to the recordings, from the Bingham County Jail, please request an appointment with the Bingham County Prosecutor's Office between the hours of 9:00 a.m. and 4:00 p.m. Monday through Friday. These recordings maybe provided to you pursuant to the specific dates and times that you are requesting. If a copy of the recordings is requested, you will be asked to provide the appropriate device for copying purposes.

If the defendant requests to inspect and copy items listed in Idaho Criminal Rule 16(b)(4) and/or 16(b)(5), please provide a written request indicating the items that you intend to inspect and/or copy. Upon reasonable written notice, a time and place for inspection will be provided to you.

DATED this 5th day of July ~~June~~ 2016.



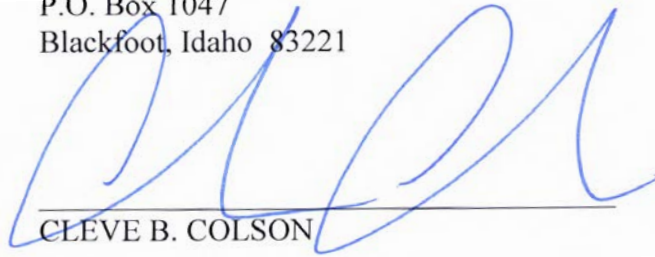
CLEVE B. COLSON
Prosecuting Attorney

CERTIFICATE OF SERVICE

I hereby certify that on the 14th July day of July 2016, in the manner indicated below, I served a true and correct copy of the foregoing upon the following persons:

- (X) designated courthouse box
- () first class mail
- () hand delivered

Stephen J. Blaser, Esq.
P.O. Box 1047
Blackfoot, Idaho 83221



CLEVE B. COLSON

CRAIG ROWLAND
(208) 785-8040

BINGHAM COUNTY SHERIFF'S OFFICE
501 N. MAPLE # 405
BLACKFOOT, ID 83221

Paper ID: 201601758
2016 JUL -7 AM 11:17

PERSONAL RETURN OF SERVICE

STATE OF IDAHO (COURTS)

-- VS --

PLAINTIFF(S)

COURT: BINGHAM

CASE NO: CR-16-4577

DILLON GRANT GIBSON

DEFENDANT(S)

PAPER(S) SERVED:
SUBPOENA

I, CRAIG ROWLAND, SHERIFF OF BINGHAM COUNTY, STATE THAT THE ABOVE DESCRIBED DOCUMENTS WERE DELIVERED TO ME FOR SERVICE ON THE 5TH DAY OF JULY 2016.

I HEREBY CERTIFY THAT, ON THE 6TH DAY OF JULY 2016, AT 12:02 O'CLOCK A.M., I, JEFFERY BOYD, BEING DULY AUTHORIZED, SERVED THE ABOVE DESCRIBED DOCUMENTS IN THE ABOVE-ENTITLED MATTER UPON

***** JAMES EVERETT KLUVERS *****

PERSONALLY AT: HORROCKS READY MIX - BLACKFOOT ID 83221

WITHIN THE COUNTY OF BINGHAM, STATE OF IDAHO.

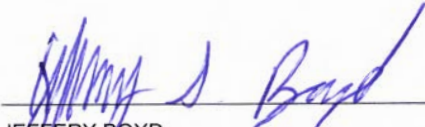
DATED THIS 6TH DAY OF JULY 2016.

CRAIG ROWLAND
SHERIFF

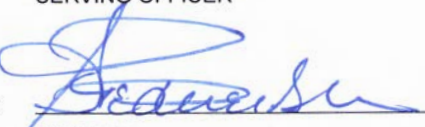
SHERIFF'S FEES:
TOTAL COLLECTED TO DATE:
AMOUNT UNCOLLECTED:

0.00
0.00
0.00

BY


JEFFERY BOYD
SERVING OFFICER

EY


SHIRLEY FEATHERSTON
RETURNING OFFICER

CLEVE BYRD COLSON
501 N MAPLE
BLACKFOOT, ID 83221

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

RECEIVED
JUL 5 16 10:21F

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

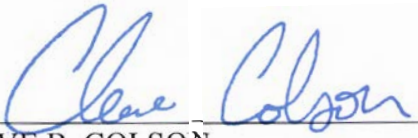
SUBPOENA

(Preliminary Hearing)

TO: **JIM KLUVERS**
235 Centennial
Blackfoot, ID 83221

YOU ARE HEREBY COMMANDED TO appear before the Honorable James H. Barrett Jr.,
Magistrate Judge, at the Bingham County Courthouse, on **Thursday, July 7, 2016, , at 8:30 a.m.,** as
a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE PROSECUTOR'S
OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.**

DATED this 5th day of July 2016.



CLEVE B. COLSON
Bingham County Prosecuting Attorney

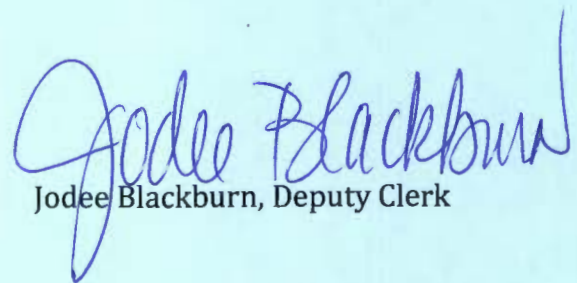
COURT MINUTES

MAGISTRATES DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

Filed 7-7-16 No. _____
PAMELA W. ECKHARDT, CLERK
By _____ Deputy

CR-2016-0004577
State of Idaho vs. Dillon G Gibson
Hearing type: Preliminary
Hearing date: 7/7/2016
Time: 8:30 am
Judge: Ryan W. Boyer
Courtroom: #1
Court reporter: BOYER070716-JOB
Minutes Clerk: JODEE
Tape Number:
Defense Attorney: Stephen Blaser
Prosecutor: Cleve Colson

Matter is before the Court for a preliminary hearing and Mr. Blaser and Mr. Colson are present and requesting the matter be continued at this time. Mr. Colson and Mr. Blaser have agreed to continue the matter until July 21 at 11:00 a.m. and the matter will proceed until the rest of the day. Mr. Colson comment and Mr. Blaser both comment as to their agreement and Mr. Blaser wishes to have reports before proceeding. Parties also wish to be heard on bond in the matter. Mr. Colson presented the Court with an Amended Complaint and signed the same and Court will enter a Not Guilty to those charges. Mr. Blaser commented regarding bail in the matter and requested the bail be reduced and noted the defendant has resided here his whole life, his family ties and feels the bond is high. Mr. Colson comments and feels the defendant is a flight risk due to the nature of the charges. Court will deny the bail reduction at this time and defendant will be remanded in lieu of \$500,000.00. Preliminary hearing is continued until July 21 at 11:00 a.m.


Jodee Blackburn, Deputy Clerk

Seventh Judicial District Court, State of Idaho
In and For the County of Bingham
501 N Maple #402
Blackfoot, Idaho 83221-1700

MAGISTRATES DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

Filed 7-11-16 No. _____
PAMELA W. ECKHARDT, CLERK
Deputy

STATE OF IDAHO,
Plaintiff.

vs.

Dillon G Gibson
825 Airport Rd
Blackfoot, ID 83221

Defendant.

Case No: CR-2016-0004577

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the above-entitled case is hereby set for:

Preliminary
Thursday, July 21, 2016
11:00 AM

Judge: James H Barrett
Courtroom:

I hereby certify that the foregoing is a true and correct copy of this Notice of Hearing entered by the Court and on file in this office. I further certify that copies of this Notice were served as follows on this date Monday, July 11, 2016.

Defendant:
Dillon G Gibson

Mailed _____ Hand Delivered xx - jail _____

Private Counsel:
Stephen J. Blaser
P O Box 1047
Blackfoot ID 83221

Mailed _____ E-mail _____ Hand Delivered xx _____

Prosecutor:
Cleve B. Colson

Mailed _____ E-mail xx _____ Hand Delivered _____

Probation:

Mailed _____ E-mail _____ Hand Delivered _____

Dated: Monday, July 11, 2016

Pamela W. Eckhardt
Clerk of the District Court

By:

Jodee Blackburn
Deputy Clerk

DOC22 7/96

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 North Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208) 782-3101

Attorney for the Plaintiff

MAGISTRATES DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

Filed 7-16 No. _____
PAMELA W. ECKHARDT, CLERK

By [Signature] Deputy

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO,

Plaintiff,

vs.

DILLON GRANT GIBSON,

Defendant.

Case No. CR-2016-4577

AMENDED CRIMINAL COMPLAINT

STATE OF IDAHO)
 : ss.
County of Bingham)

Cleve B. Colson personally appeared before me this 14 day of July, 2016, and complains and says that Dillon Grant Gibson, in Bingham County, Idaho, committed a crime against the People of the State of Idaho as follows:

COUNT I: VEHICULAR MANSLAUGHTER, a Felony, Idaho Code §18-4006(3)(b) (punishable by 15 YEARS AND/OR \$15,000.00)

COUNT II: LEAVING THE SCENE OF AN INJURY ACCIDENT, a Felony, Idaho Code §18-8007 (punishable by 5 YEARS AND/OR \$5,000.00)

**COUNT III: ACCIDENT-FAIL TO GIVE IMMEDIATE NOTICE OF
ACCIDENT, a Misdemeanor, Idaho Code §49-1305
(punishable by 6 MONTHS AND/OR \$1000.00)**

NG

**COUNT IV: ACCIDENT-FAIL TO GIVE IMMEDIATE NOTICE OF
ACCIDENT, a Misdemeanor, Idaho Code §49-1305
(punishable by 6 MONTHS AND/OR \$1000.00)**

NG.

Committed as follows:

COUNT I

That the said Defendant, Dillon Grant Gibson, in the County of Bingham, State of Idaho, on or about the 14th day of June 2016, did unlawfully but without malice kill, William Kay Hong, a human being, by operating a motor vehicle, to-wit: a black 1999 Cadillac automobile, at 490 Lilac Street Blackfoot, Idaho, in the commission of a violation of Idaho Code section 18-8004, by driving his motor vehicle under the influence of alcohol and/or drugs, thereby striking the residence located at 490 Lilac Street, Blackfoot Idaho, which caused the death of William Kay Hong.

COUNT II

That the said Defendant, Dillon Grant Gibson, in the County of Bingham, State of Idaho, on or about the 14th day of June 2016, was the driver of a motor vehicle, to-wit: a 1999 Cadillac automobile involved in an accident at 490 Lilac Street, Blackfoot, Idaho, and willfully failed to stop, remain, give information and/or render aid, knowing and/or having reason to know that a person was injured and/or killed as a result of the accident.

COUNT III

That the said Defendant, Dillon Grant Gibson, in the County of Bingham, State of Idaho, on or about the 14th day of June 2016, failed to give immediate notice to a local police or law enforcement agency of an accident in which he was a driver and which resulted in injury to a person, death of a person and/or property damage in excess of One Thousand Five Hundred Dollars (\$1500.00) to a residence and/or property located at 885 Pearl Street Blackfoot, Idaho.

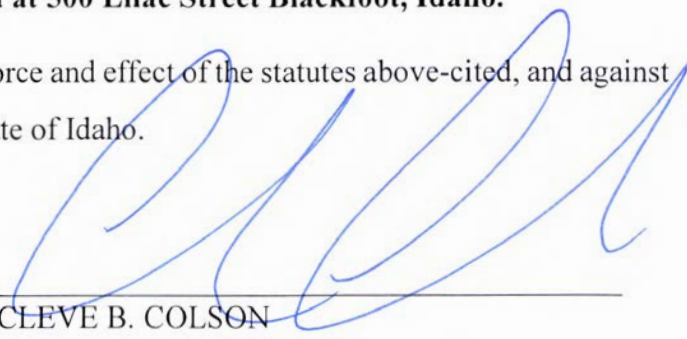
COUNT IV

That the said Defendant, Dillon Grant Gibson, in the County of Bingham, State of Idaho, on or about the 14th day of June 2016, failed to give immediate notice to a local police or law enforcement agency of an accident in which he was a driver and which resulted in injury to a person, death of a person and/or

property damage in excess of One Thousand Five Hundred Dollars (\$1500.00) to a residence and/or property located at 500 Lilac Street Blackfoot, Idaho.

All of which is contrary to the form, force and effect of the statutes above-cited, and against the peace and dignity of the People of the State of Idaho.

DATED this 17th day of July 2016.



CLEVE B. COLSON
Bingham County Prosecuting Attorney

SUBSCRIBED to before me this 20 day of July 2016.



MAGISTRATE

CRAIG ROWLAND
(208) 785-8040

BINGHAM COUNTY SHERIFF'S OFFICE
501 N. MAPLE # 405
BLACKFOOT, ID 83221

Paper ID: 201601783

PERSONAL RETURN OF SERVICE

STATE OF IDAHO (COURTS)

-- VS --

PLAINTIFF(S)

COURT: BINGHAM

CASE NO: CR-16-4577

DILLON GRANT GIBSON

DEFENDANT(S)

PAPER(S) SERVED:
SUBPOENA

I, CRAIG ROWLAND, SHERIFF OF BINGHAM COUNTY, STATE THAT THE ABOVE DESCRIBED DOCUMENTS WERE DELIVERED TO ME FOR SERVICE ON THE 6TH DAY OF JULY 2016.

I HEREBY CERTIFY THAT, ON THE 6TH DAY OF JULY 2016, AT 6:13 O'CLOCK P.M., I, EDUARDO BALLESTEROS, BEING DULY AUTHORIZED, SERVED THE ABOVE DESCRIBED DOCUMENTS IN THE ABOVE-ENTITLED MATTER UPON

***** KEVIN GREY *****

PERSONALLY AT: BLACKFOOT FIRE DEPT - 225 N ASH BLACKFOOT ID 83221

WITHIN THE COUNTY OF BINGHAM, STATE OF IDAHO.

DATED THIS 8TH DAY OF JULY 2016.

CRAIG ROWLAND
SHERIFF

SHERIFF'S FEES:

0.00


TOTAL COLLECTED TO DATE:

0.00

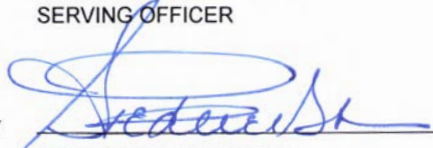
AMOUNT UNCOLLECTED:

0.00

BY


EDUARDO BALLESTEROS
SERVING OFFICER

BY


SHIRLEY FEATHERSTON
RETURNING OFFICER

CLEVE BYRD COLSON
501 N MAPLE
BLACKFOOT, ID 83221

CLEVE B. COLSON

BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON

Bingham County Prosecuting Attorney

501 N. Maple, #302

Blackfoot, Idaho 83221-1700

Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

SUBPOENA

(Preliminary Hearing)

TO: **Chief Grey**
Blackfoot Fire Department
225 North Ash Street
Blackfoot, ID 83221

Chief Grey
66 South 800 West
Blackfoot, ID 83221

YOU ARE HEREBY COMMANDED TO appear before the Honorable James H. Barrett Jr.,
Magistrate Judge, at the Bingham County Courthouse, on **Thursday, July 7, 2016, , at 8:30 a.m.,** as
a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE PROSECUTOR'S
OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.**

DATED this 5th day of July 2016.



CLEVE B. COLSON

Bingham County Prosecuting Attorney

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

2016 JUL 12 PM 4:08

CLEVE B. COLSON
Deputy Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Handwritten signature/initials

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON,

Defendant.

Case No. CR-2016-4577

SUBPOENA DUCES TECUM

THE STATE OF IDAHO SENDS GREETINGS TO: **MEDICAL RECORDS - EASTERN IDAHO REGIONAL MEDICAL CENTER, 3100 CHANNING WAY, IDAHO FALLS,**

You are hereby directed, laying aside all excuses, pursuant to Idaho Criminal Rules Rule 17(b), to produce the following documentary evidence, all documentation related to care and treatment of the patient on June 14, 2016, including but not limited to: the medical records, medical charts, notes, lab reports, test results, toxicology and alcohol screen test results, transport reports and notes in your possession and within your control, pertaining to **DILLON GRANT GIBSON**, date of birth [REDACTED] social security number [REDACTED] Pertaining to an incident that occurred on June 14, 2016.

You are hereby advised that this subpoena may be complied with by presenting the above-specified items of documentary evidence to the Bingham County Prosecuting Attorney, 501 North Maple Street #302, Blackfoot, Idaho, on or before 15th day of July, 2016, at 10:00 a.m.

Alternatively, you are hereby further notified that this subpoena may be complied with through the procedures set forth in Idaho Code §9-420, by promptly delivering, by mail or otherwise, a true, legible, and durable copy of all medical charts or records specified in this subpoena, certified

upon verification, to the clerk of the court before which said proceeding is pending on or before July 21st, 2016, at the hour of 11:00 o'clock a.m.

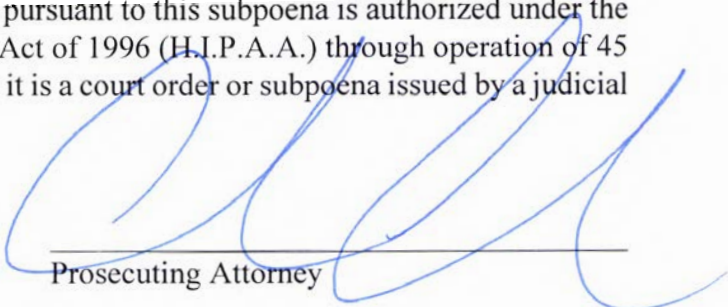
You are hereby informed that the other party to this action and/or their attorney of record, if any, their address and phone number, if known, are as follows:

Defendant:
Dillon Grant Gibson

Attorney of Record:
Stephen Blaser
Attorney at Law
P.O. Box 1047
Blackfoot, Idaho 83221
208-785-4700

You are further advised that failure to obey this subpoena may result in a finding that you are in contempt of Court, and punishment thereon.

Please note that the disclosure of records pursuant to this subpoena is authorized under the Health Insurance Portability and Accountability Act of 1996 (H.I.P.A.A.) through operation of 45 C.F.R. 164.512(f)(1)(ii)(A) based on the fact that it is a court order or subpoena issued by a judicial officer.



Prosecuting Attorney

The Court having reviewed this subpoena and determined that the subpoena is being issued for appropriate grounds, the Court authorizes the issuance of the subpoena and commands the party to whom it is directed to comply with its terms.

IT IS SO ORDERED this 7 day of July, 2016.



MAGISTRATE

STATE OF IDAHO)
 : ss.
County of Bingham)

I HEREBY CERTIFY that I served the within Subpoena Duces Tecum on the 07 day of July, 2016, on Heather Petersen, being an employee and agent of the entity named in the said Subpoena, in the County of Bingham, by showing the original to said employee and agent personally, and informing said employee and agent of the contents thereof, on this 07 day of July, 2016.

Alan B. Borchardt

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Deputy Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

2016 JUL 12 PM 4:08



CLERK
CITY

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON,

Defendant.

Case No. CR-2016-4577

SUBPOENA DUCES TECUM

THE STATE OF IDAHO SENDS GREETINGS TO: **BLACKFOOT FIRE DEPARTMENT, 225
N. Ash, Blackfoot, Idaho 83221
FAX: 208-785-8604**

You are hereby directed, laying aside all excuses, pursuant to Idaho Criminal Rules Rule 17(b), to produce the following documentary evidence, all documentation related to the response by the Blackfoot Fire Department to Lilac Street and Parkway Drive in Blackfoot, Idaho on June 14 and June 15, 2016 including but not limited to: medical records, medical charts, notes, lab reports, test results, toxicology and alcohol screen test results, transport reports and notes in your possession and within your control, pertaining to **WILLIAM KAY HONG**, date of birth [REDACTED] social security number [REDACTED]. Pertaining to an incident that occurred on June 14, 2016.

You are hereby advised that this subpoena may be complied with by presenting the above-specified items of documentary evidence to the Bingham County Prosecuting Attorney, 501 North Maple Street #302, Blackfoot, Idaho, on or before the 15th day of July, 2016, at 10:00 a.m.

Alternatively, you are hereby further notified that this subpoena may be complied with through the procedures set forth in Idaho Code §9-420, by promptly delivering, by mail or otherwise,

a true, legible, and durable copy of all medical charts or records specified in this subpoena, certified upon verification, to the clerk of the court before which said proceeding is pending on or before July 21st, 2016, at the hour of 11:00o'clock a.m.

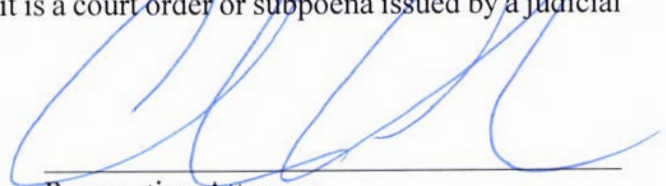
You are hereby informed that the other party to this action and/or their attorney of record, if any, their address and phone number, if known, are as follows:

Defendant:
Dillon Grant Gibson

Attorney of Record:
Stephen Blaser
Attorney at Law
P.O. Box 1047
Blackfoot, Idaho 83221
208-785-4700

You are further advised that failure to obey this subpoena may result in a finding that you are in contempt of Court, and punishment thereon.

Please note that the disclosure of records pursuant to this subpoena is authorized under the Health Insurance Portability and Accountability Act of 1996 (H.I.P.A.A.) through operation of 45 C.F.R. 164.512(f)(1)(ii)(A) based on the fact that it is a court order or subpoena issued by a judicial officer.



Prosecuting Attorney

The Court having reviewed this subpoena and determined that the subpoena is being issued for appropriate grounds, the Court authorizes the issuance of the subpoena and commands the party to whom it is directed to comply with its terms.

IT IS SO ORDERED this 7 day of July, 2016.



MAGISTRATE

STATE OF IDAHO)
 : ss.
County of Bingham)

I HEREBY CERTIFY that I served the within Subpoena Duces Tecum on the 07 day of July, 2016, on SA. Brandon Wall, being an employee and agent of the entity named in the said Subpoena, in the County of Bingham, by showing the original to said employee and agent personally, and informing said employee and agent of the contents thereof, on this 07 day of July, 2016.



CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

2016 JUL 12 PM 4:08

CLEVE B. COLSON
Deputy Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

 JTY

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON,

Defendant.

Case No. CR-2016-4577

SUBPOENA DUCES TECUM

THE STATE OF IDAHO SENDS GREETINGS TO: **BLACKFOOT FIRE DEPARTMENT, 225
N. Ash, Blackfoot, Idaho 83221
FAX: 208-785-8604**

You are hereby directed, laying aside all excuses, pursuant to Idaho Criminal Rule 17(b), to produce the following documentary evidence, all documentation related to the response by the Blackfoot Fire Department to Lilac Street and Parkway Drive in Blackfoot, Idaho on June 14 and June 15, 2016, including but not limited to:., medical records, medical charts, notes, lab reports, test results, toxicology and alcohol screen test results, transport reports and notes in your possession and within your control, pertaining to **DILLON GRANT GIBSON**, date of birth [REDACTED] social security number [REDACTED] Pertaining to an incident that occurred on June 14, 2016.

You are hereby advised that this subpoena may be complied with by presenting the above-specified items of documentary evidence to the Bingham County Prosecuting Attorney, 501 North Maple Street #302, Blackfoot, Idaho, on or before the 15th day of July, 2016, at 10:00 a.m.

Alternatively, you are hereby further notified that this subpoena may be complied with through the procedures set forth in Idaho Code §9-420, by promptly delivering, by mail or otherwise,

a true, legible, and durable copy of all medical charts or records specified in this subpoena, certified upon verification, to the clerk of the court before which said proceeding is pending on or before July 21st, 2016, at the hour of 11:00 o'clock a.m.

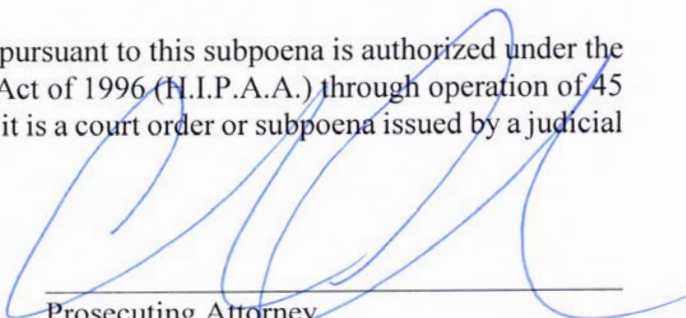
You are hereby informed that the other party to this action and/or their attorney of record, if any, their address and phone number, if known, are as follows:

Defendant:
Dillon Grant Gibson

Attorney of Record:
Stephen Blaser
Attorney at Law
P.O. Box 1047
Blackfoot, Idaho 83221
208-785-4700

You are further advised that failure to obey this subpoena may result in a finding that you are in contempt of Court, and punishment thereon.

Please note that the disclosure of records pursuant to this subpoena is authorized under the Health Insurance Portability and Accountability Act of 1996 (H.I.P.A.A.) through operation of 45 C.F.R. 164.512(f)(1)(ii)(A) based on the fact that it is a court order or subpoena issued by a judicial officer.



Prosecuting Attorney

The Court having reviewed this subpoena and determined that the subpoena is being issued for appropriate grounds, the Court authorizes the issuance of the subpoena and commands the party to whom it is directed to comply with its terms.

IT IS SO ORDERED this 7 day of July, 2016.

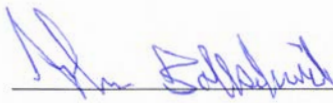


MAGISTRATE



STATE OF IDAHO)
 : ss.
County of Bingham)

I HEREBY CERTIFY that I served the within Subpoena Duces Tecum on the 07 day of July, 2016, on Capl. Benjamin Wall, being an employee and agent of the entity named in the said Subpoena, in the County of Bingham, by showing the original to said employee and agent personally, and informing said employee and agent of the contents thereof, on this 07 day of July, 2016.



CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Deputy Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

MAGISTRATES DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

Filed 7-12-16 No. _____
PAMELA W. ECKHARDT, CLERK
By [Signature] Deputy

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON,

Defendant.

Case No. CR-2016-4577

SUBPOENA DUCES TECUM

THE STATE OF IDAHO SENDS GREETINGS TO: **BLACKFOOT FIRE DEPARTMENT, 225
N. Ash, Blackfoot, Idaho 83221
FAX: 208-785-8604**

You are hereby directed, laying aside all excuses, pursuant to Idaho Criminal Rules Rule 17(b), to produce the following documentary evidence, all documentation related to the response by the Blackfoot Fire Department to Lilac Street and Parkway Drive in Blackfoot, Idaho on June 14th and June 15, 2016 including but not limited to: response/run notes, Incident reports, Fire Marshall Investigation and notes within your possession and within your control, pertaining to a Fire / Ambulance response to Lilac Street and Parkway on June 14, 2016.

You are hereby advised that this subpoena may be complied with by presenting the above-specified items of documentary evidence to the Bingham County Prosecuting Attorney, 501 North Maple Street #302, Blackfoot, Idaho, on or before the 15th day of July, 2016, at 10:00 a.m.

Alternatively, you are hereby further notified that this subpoena may be complied with through the procedures set forth in Idaho Code §9-420, by promptly delivering, by mail or otherwise, a true, legible, and durable copy of all medical charts or records specified in this subpoena, certified

upon verification, to the clerk of the court before which said proceeding is pending on or before July 21st, 2016, at the hour of 11:00 o'clock a.m.

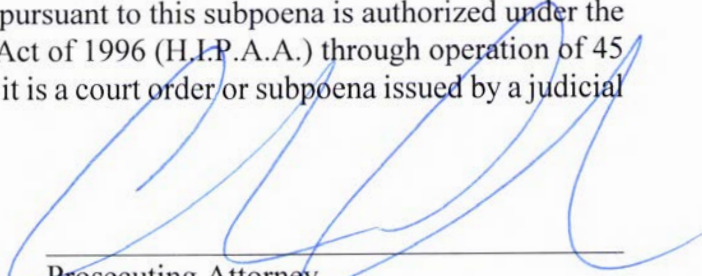
You are hereby informed that the other party to this action and/or their attorney of record, if any, their address and phone number, if known, are as follows:

Defendant:
Dillon Grant Gibson

Attorney of Record:
Stephen Blaser
Attorney at Law
P.O. Box 1047
Blackfoot, Idaho 83221
208-785-4700

You are further advised that failure to obey this subpoena may result in a finding that you are in contempt of Court, and punishment thereon.

Please note that the disclosure of records pursuant to this subpoena is authorized under the Health Insurance Portability and Accountability Act of 1996 (H.I.P.A.A.) through operation of 45 C.F.R. 164.512(f)(1)(ii)(A) based on the fact that it is a court order or subpoena issued by a judicial officer.



Prosecuting Attorney

The Court having reviewed this subpoena and determined that the subpoena is being issued for appropriate grounds, the Court authorizes the issuance of the subpoena and commands the party to whom it is directed to comply with its terms.

IT IS SO ORDERED this 7 day of July, 2016.



MAGISTRATE

STATE OF IDAHO)
 : ss.
County of Bingham)

I HEREBY CERTIFY that I served the within Subpoena Duces Tecum on the 07 day of July, 2016, on CAPT BENJAMIN WALL, being an employee and agent of the entity named in the said Subpoena, in the County of Bingham, by showing the original to said employee and agent personally, and informing said employee and agent of the contents thereof, on this 07 day of July, 2016.



CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

16 JUL 12 PM 4:07

CLEVE B. COLSON
Deputy Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101



JLY

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON,

Defendant.

Case No. CR-2016-4577

SUBPOENA DUCES TECUM

THE STATE OF IDAHO SENDS GREETINGS TO: **BINGHAM MEMORIAL HOSPITAL, 98
POPLAR, BLACKFOOT, IDAHO 83221
FAX: 208-782-2952**

You are hereby directed, laying aside all excuses, pursuant to Idaho Criminal Rules Rule 17(b), to produce the following documentary evidence, all documentation related to care and treatment of the patient on June 14, 2016, included by not limited to: medical records, medical charts, notes, lab reports, test results, toxicology and alcohol screen test results, transport reports and notes in your possession and within your control, pertaining to **DILLON GRANT GIBSON**, date of birth [REDACTED] social security number [REDACTED]. Pertaining to an incident that occurred on June 14, 2016.

You are hereby advised that this subpoena may be complied with by presenting the above-specified items of documentary evidence to the Bingham County Prosecuting Attorney, 501 North Maple Street #302, Blackfoot, Idaho, on or before the 15th day of July, 2016, at 10:00 a.m.

Alternatively, you are hereby further notified that this subpoena may be complied with through the procedures set forth in Idaho Code §9-420, by promptly delivering, by mail or otherwise,

a true, legible, and durable copy of all medical charts or records specified in this subpoena, certified upon verification, to the clerk of the court before which said proceeding is pending on or before July 21st, 2016, at the hour of 11:00o'clock a.m.

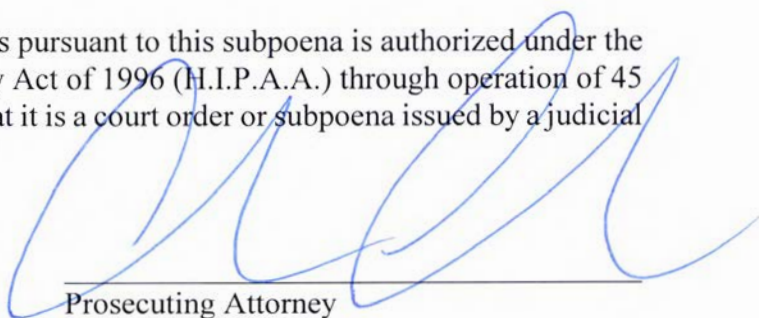
You are hereby informed that the other party to this action and/or their attorney of record, if any, their address and phone number, if known, are as follows:

Defendant:
Dillon Grant Gibson

Attorney of Record:
Stephen Blaser
Attorney at Law
P.O. Box 1047
Blackfoot, Idaho 83221
208-785-4700

You are further advised that failure to obey this subpoena may result in a finding that you are in contempt of Court, and punishment thereon.

Please note that the disclosure of records pursuant to this subpoena is authorized under the Health Insurance Portability and Accountability Act of 1996 (H.I.P.A.A.) through operation of 45 C.F.R. 164.512(f)(1)(ii)(A) based on the fact that it is a court order or subpoena issued by a judicial officer.



Prosecuting Attorney

The Court having reviewed this subpoena and determined that the subpoena is being issued for appropriate grounds, the Court authorizes the issuance of the subpoena and commands the party to whom it is directed to comply with its terms.

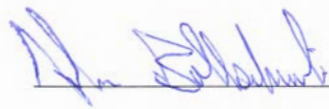
IT IS SO ORDERED this 7 day of July, 2016.



MAGISTRATE

STATE OF IDAHO)
 : ss.
County of Bingham)

I HEREBY CERTIFY that I served the within Subpoena Duces Tecum on the 07 day of July, 2016, on Natasha CONRAD, being an employee and agent of the entity named in the said Subpoena, in the County of Bingham, by showing the original to said employee and agent personally, and informing said employee and agent of the contents thereof, on this 07 day of July, 2016.



CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Deputy Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON,

Defendant.

Case No. CR-2016-4577

SUBPOENA DUCES TECUM

THE STATE OF IDAHO SENDS GREETINGS TO: **BINGHAM MEMORIAL HOSPITAL, 98
POPLAR, BLACKFOOT, IDAHO 83221
FAX: 208-782-2952**

You are hereby directed, laying aside all excuses, pursuant to Idaho Criminal Rules Rule 17(b), to produce the following documentary evidence, all documentation related to care and treatment of the patient on June 14, 2016 including but not limited to the medical records, medical charts, notes, lab reports, test results, toxicology and alcohol screen test results, transport reports and notes in your possession and within your control, pertaining to **WILLIAM KAY HONG**, date of birth [REDACTED] social security number [REDACTED] Pertaining to an incident that occurred on June 14, 2016.

You are hereby advised that this subpoena may be complied with by presenting the above-specified items of documentary evidence to the Bingham County Prosecuting Attorney, 501 North Maple Street #302, Blackfoot, Idaho, on or before the 15th day of July, 2016, at 10:00 a.m.

Alternatively, you are hereby further notified that this subpoena may be complied with through the procedures set forth in Idaho Code §9-420, by promptly delivering, by mail or otherwise,

a true, legible, and durable copy of all medical charts or records specified in this subpoena, certified upon verification, to the clerk of the court before which said proceeding is pending on or before July 21st, 2016, at the hour of 11:00 o'clock a.m.

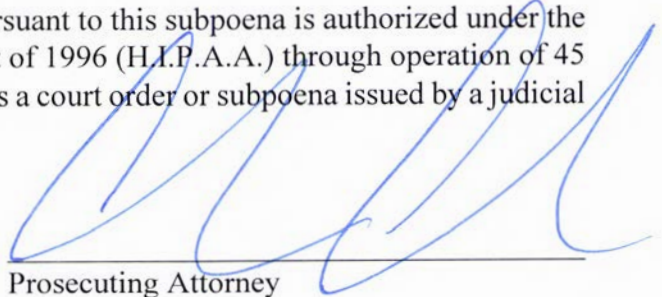
You are hereby informed that the other party to this action and/or their attorney of record, if any, their address and phone number, if known, are as follows:

Defendant:
Dillon Grant Gibson

Attorney of Record:
Stephen Blaser
Attorney at Law
P.O. Box 1047
Blackfoot, Idaho 83221
208-785-4700

You are further advised that failure to obey this subpoena may result in a finding that you are in contempt of Court, and punishment thereon.

Please note that the disclosure of records pursuant to this subpoena is authorized under the Health Insurance Portability and Accountability Act of 1996 (H.I.P.A.A.) through operation of 45 C.F.R. 164.512(f)(1)(ii)(A) based on the fact that it is a court order or subpoena issued by a judicial officer.


Prosecuting Attorney

The Court having reviewed this subpoena and determined that the subpoena is being issued for appropriate grounds, the Court authorizes the issuance of the subpoena and commands the party to whom it is directed to comply with its terms.

IT IS SO ORDERED this 7 day of July, 2016.


MAGISTRATE



STATE OF IDAHO)
 : ss.
County of Bingham)

I HEREBY CERTIFY that I served the within Subpoena Duces Tecum on the 07 day of July, 2016, on Matthew Canedo, being an employee and agent of the entity named in the said Subpoena, in the County of Bingham, by showing the original to said employee and agent personally, and informing said employee and agent of the contents thereof, on this 07 day of July, 2016.

John B. Schmidt

CRAIG ROWLAND
(208) 785-8040

BINGHAM COUNTY SHERIFF'S OFFICE
501 N. MAPLE # 405
BLACKFOOT, ID 83221

Paper ID: 201601792

MAGISTRATE DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO
2016 JUL 13 PM 4:06

PERSONAL RETURN OF SERVICE

STATE OF IDAHO (COURTS)

-- VS --

PLAINTIFF(S)

COURT: BINGHAM

CASE NO: CR-16-4577

DILLON GRANT GIBSON

DEFENDANT(S)

PAPER(S) SERVED:
SUBPOENA

I, CRAIG ROWLAND, SHERIFF OF BINGHAM COUNTY, STATE THAT THE ABOVE DESCRIBED DOCUMENTS WERE DELIVERED TO ME FOR SERVICE ON THE 8TH DAY OF JULY 2016.

I HEREBY CERTIFY THAT, ON THE 12TH DAY OF JULY 2016, AT 11:00 O'CLOCK A.M., I, RICHARD OTTERSTROM, BEING DULY AUTHORIZED, SERVED THE ABOVE DESCRIBED DOCUMENTS IN THE ABOVE-ENTITLED MATTER UPON

***** KEVIN GREY *****

PERSONALLY AT: 225 N ASH BLACKFOOT ID 83221

WITHIN THE COUNTY OF BINGHAM, STATE OF IDAHO.

DATED THIS 12TH DAY OF JULY 2016.

CRAIG ROWLAND
SHERIFF

SHERIFF'S FEES:

0.00

TOTAL COLLECTED TO DATE:

0.00

AMOUNT UNCOLLECTED:

0.00

BY

RICHARD OTTERSTROM
SERVING OFFICER

BY

RICHARD OTTERSTROM
RETURNING OFFICER

CLEVE BYRD COLSON
501 N MAPLE
BLACKFOOT, ID 83221

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

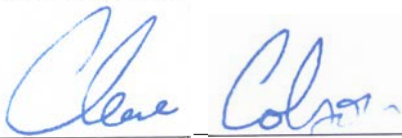
SUBPOENA

(Preliminary Hearing)

TO: **CHIEF GREY**
Blackfoot Fire Department
225 North Ash Street
Blackfoot, ID 83221

YOU ARE HEREBY COMMANDED TO appear before the Honorable James H. Barrett Jr.,
Magistrate Judge, at the Bingham County Courthouse, on **Thursday, July 21, 2016, Courtroom #1,**
at 11:00 a.m., as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE**
PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.

DATED this 7th day of July 2016.



CLEVE B. COLSON
Bingham County Prosecuting Attorney

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Prosecuting Attorney
501 North Maple, #302
Blackfoot, Idaho 83221-1700
Phone: (208) 782-3101

Attorney for the Plaintiff

MAGISTRATES DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO
Filed 7-14-16 No. _____
PAMELA W. ECKHARDT, CLERK
By _____ Deputy

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON,

Defendant.

Case No. CR-2016-4577

**SECOND SUPPLEMENTAL
RESPONSE TO REQUEST
FOR DISCOVERY**

COMES NOW Cleve B. Colson, Bingham County Prosecuting Attorney, and submits the following Response to Defendant's Request for Discovery:

Request No. 7: Please produce a copy of an investigatory (police reports) reports generated in this matter.

Response No. 7: The State provides the following;

- Restitution requested from Neils Anderson in the amount of \$3527.15 with photos (2 pages);
- Bingham Memorial Records for Dillion Gibson (56 pages);
- Bingham Memorial Records for William Hong (37 pages);
- Fire Department reports, some pages may be blank because the front and back of each page were copied(53 pages);
- Incident Report written by Blackfoot City Police Department, incident number 02-

2016-03701 (6 pages);

- Collision report written (5 pages);
- Incident reports, incident number 02-2016-03701 (6 pages):
- Narrative report written by Deputy Henrie, dated June 14, 2016 offense report 1603701 (1 page);
- Narrative report written by Deputy Alleman, dated June 14, 2016, offense report 1603701 (1 page);
- Narrative report written by Deputy Yancey, dated June 14, 2016, offense report 1603701 (1 page);
- Narrative report written by Officer Anthony, dated June 15, 2016, offense report 1603701 (1 page);
- Narrative report written by Officer Scott, dated June 14, 2016, offense report 1603701 (2 pages);
- Narrative report written by Deputy Katseanes, dated June 14, 2016, offense report 1603701 (1 page);
- Narrative report written by Sgt. Wheatley, dated June 15, 2016, offense report 1603701 (3 pages);
- Probable Cause Affidavit in Support of Arrest (2 pages);
- Unsigned Probable Cause Statement (1 page);
- Dui form (3 pages);
- Narrative report written by Cpl. Adrignola, dated June 14, 2016, offense report 1603701 (2 pages);
- Narrative report written by Deputy Yancey, dated June 15, 2016, offense report 1603701 (1 page);
- Narrative report written by Detective Kathy Hall, dated June 14, 2016, offense report 1603701 (1 page);
- Narrative report written by Lt. Hunter, dated June 14, 2016, offense report 1603701 (3 pages);
- Narrative report written by Officer Anthony, dated June 14, 2016, offense report 1603701 (1 page);


- Narrative report written by Detective Herbert, dated June 14, 2016, offense report 1603701 (4 pages);
- Narrative report written by Sgt. Wheatley, dated June 15, 2016, offense report 1603701 (1 page);
- Narrative report written by Detective Bollschweiler, dated June 15, 2016 offense report 1603701 (1 page);
- Narrative report written by Detective Bollschweiler, dated June 21, 2016, offense report 1603701 (1 page);
- Traffic Collision reconstruction and analysis report (13 pages);
- CDR crash Data retrieval (7 pages);
- Scale, Drawings and measurements (3 pages);
- Ilets (5 pages);

Pursuant to I.C.R. 16(d)(2)A the State is hereby providing a redacted and unredacted copy of the discovery provided in this matter. You shall not disclose the protected information to the defendant or to a member of the defendant's family without the consent of the prosecuting attorney or an order of the court upon a showing of need.

Please be advised that all inmate phone calls, video visits, e-mails, messages and picture messages at the Bingham County Jail are recorded on the Telmate System. If your client has been in custody at the Bingham County jail during these proceedings and has used the Telmate system you may view or listen to the recorded audio or video. To view or listen to the recordings, from the Bingham County Jail, please request an appointment with the Bingham County Prosecutor's Office between the hours of 9:00 a.m. and 4:00 p.m. Monday through Friday. These recordings maybe provided to you pursuant to the specific dates and times that you are requesting. If a copy of the recordings is requested, you will be asked to provide the appropriate device for copying purposes.

If the defendant requests to inspect and copy items listed in Idaho Criminal Rule 16(b)(4) and/or 16(b)(5), please provide a written request indicating the items that you intend to inspect and/or copy. Upon reasonable written notice, a time and place for inspection will be provided to you.

DATED this 13th day of July 2016.



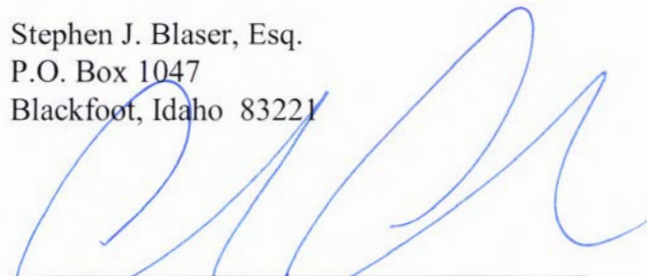
CLEVE B. COLSON
Prosecuting Attorney

CERTIFICATE OF SERVICE

I hereby certify that on the 13th day of July 2016, in the manner indicated below, I served a true and correct copy of the foregoing upon the following persons:

- (X) designated courthouse box
- () first class mail
- () hand delivered

Stephen J. Blaser, Esq.
P.O. Box 1047
Blackfoot, Idaho 83221



CLEVE B. COLSON

CRAIG ROWLAND
(208) 785-8040

BINGHAM COUNTY SHERIFF'S OFFICE

501 N. MAPLE # 405
BLACKFOOT, ID 83221

Paper ID: 201601795 1712:00

PERSONAL RETURN OF SERVICE

STATE OF IDAHO (COURTS)

-- VS --

PLAINTIFF(S)

COURT: BINGHAM

CASE NO: CR-16-4577

DILLON GRANT GIBSON

DEFENDANT(S)

PAPER(S) SERVED:
SUBPOENA

I, CRAIG ROWLAND, SHERIFF OF BINGHAM COUNTY, STATE THAT THE ABOVE DESCRIBED DOCUMENTS WERE DELIVERED TO ME FOR SERVICE ON THE 8TH DAY OF JULY 2016.

I HEREBY CERTIFY THAT, ON THE 18TH DAY OF JULY 2016, AT 10:00 O'CLOCK A.M., I, RICHARD OTTERSTROM, BEING DULY AUTHORIZED, SERVED THE ABOVE DESCRIBED DOCUMENTS IN THE ABOVE-ENTITLED MATTER UPON

***** MICHAEL W GARDNER *****

PERSONALLY AT: 391 N STOUT BLACKFOOT ID 83221

WITHIN THE COUNTY OF BINGHAM, STATE OF IDAHO.

DATED THIS 18TH DAY OF JULY 2016.

CRAIG ROWLAND
SHERIFF

SHERIFF'S FEES: 0.00
TOTAL COLLECTED TO DATE: 0.00
AMOUNT UNCOLLECTED: 0.00

BY

RICHARD OTTERSTROM
SERVING OFFICER

BY

RICHARD OTTERSTROM
RETURNING OFFICER

CLEVE BYRD COLSON
501 N MAPLE
BLACKFOOT, ID 83221

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

RECEIVED
JUL 8 2016 7:30

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

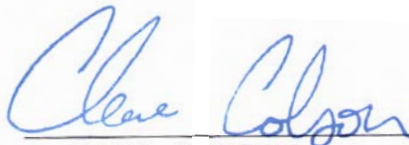
SUBPOENA

(Preliminary Hearing)

TO: **MIKE GARDNER**
391 North Stout
Blackfoot, ID 83221

YOU ARE HEREBY COMMANDED TO appear before the Honorable James H. Barrett Jr.,
Magistrate Judge, at the Bingham County Courthouse, on **Thursday, July 21, 2016, Courtroom #1,**
at **11:00 a.m.**, as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE**
PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.

DATED this 7th day of July 2016.



CLEVE B. COLSON
Bingham County Prosecuting Attorney

IN THE DISTRICT COURT OF THE 7TH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

State of Idaho

PLAINTIFF(S)

V.

Dillon G. Gibson

DEFENDANT(S)

) REQUEST TO OBTAIN APPROVAL TO

) VIDEO/AUDIO RECORD, BROADCAST OR

) PHOTOGRAPH A COURT PROCEEDING

I hereby request approval to:

☒ video/audio record ☐ broadcast ☐ photograph the following court proceeding:

Case No.: CR-2016 4577

Date: 7-21-16

Time: 11 am

Location: Bingham

Presiding Judge: James H. Barrett

I have read Rule 45 of the Idaho Court Administrative Rules permitting cameras in the courtroom, and will comply in all respects with the provisions of that rule, and will also make certain that all other persons from my organization participating in video or audio recording or broadcasting or photographing of the court proceedings have read Rule 45 of the Idaho Court Administrative Rules and will comply in all respects with the provisions of that rule.



Name: David Plourde

News Organization Represented: for KIFI / KIDK / KXPI

Phone Number: 528-2158

Fax Number: 529-2443

Date: 7-18-16

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Prosecuting Attorney
501 North Maple, #302
Blackfoot, Idaho 83221-1700
Phone: (208) 782-3101

Attorney for the Plaintiff

MAGISTRATE DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

2016 JUL 19 PM 4:26

CASE #
PAMELA W. ECKHARDT CLERK
BY DEPUTY

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON,

Defendant.

Case No. CR-2016-4577

**THIRD SUPPLEMENTAL RESPONSE
TO REQUEST
FOR DISCOVERY**

COMES NOW Cleve B. Colson, Bingham County Prosecuting Attorney, and submits the following Response to Defendant's Request for Discovery:

A copy of State Of Idaho Death Certificate for William Hong, 2 pages;

A copy of Bingham County Sheriff / Blackfoot Police CAD Event Detail for event no. 337288, 9 pages;

A copy of Bingham County Coroner's Office, Autopsy Report, 8 pages;

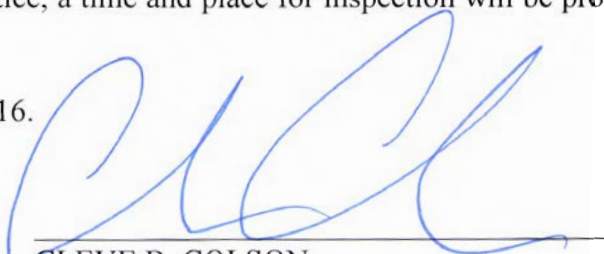
A copy of Medical Records as provided by Eastern Idaho Regional Medical Center for Dillon Gibson, 68 pages;

Pursuant to I.C.R. 16(d)(2)A the State is hereby providing a un-redacted copy of the discovery provided in this matter. You shall not disclose the protected information to the defendant or to a member of the defendant's family without the consent of the prosecuting attorney or an order of the court upon a showing of need.

Please be advised that all inmate phone calls, video visits, e-mails, messages and picture messages at the Bingham County Jail are recorded on the Telmate System. If your client has been in custody at the Bingham County jail during these proceedings and has used the Telmate system you may view or listen to the recorded audio or video. To view or listen to the recordings, from the Bingham County Jail, please request an appointment with the Bingham County Prosecutor's Office between the hours of 9:00 a.m. and 4:00 p.m. Monday through Friday. These recordings maybe provided to you pursuant to the specific dates and times that you are requesting. If a copy of the recordings is requested, you will be asked to provide the appropriate device for copying purposes.

If the defendant requests to inspect and copy items listed in Idaho Criminal Rule 16(b)(4) and/or 16(b)(5), please provide a written request indicating the items that you intend to inspect and/or copy. Upon reasonable written notice, a time and place for inspection will be provided to you.

DATED this 19th day of July 2016.



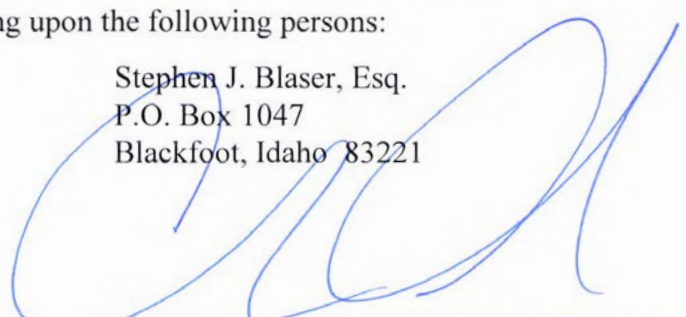
CLEVE B. COLSON
Prosecuting Attorney

CERTIFICATE OF SERVICE

I hereby certify that on the 19th day of July 2016, in the manner indicated below, I served a true and correct copy of the foregoing upon the following persons:

- (X) designated courthouse box
- () first class mail
- () hand delivered

Stephen J. Blaser, Esq.
P.O. Box 1047
Blackfoot, Idaho 83221



CLEVE B. COLSON

ORDER

2016 JUL 20 AM 8:40

THE COURT, having considered the above Request for Approval under Rule 45 of the Idaho Court Administrative Rules, hereby orders that permission to video/audio record the above hearing is:

☒ GRANTED under the following restrictions in addition to those set forth in Rule 45 of the Idaho Court Administrative Rules:

no audio

☐ DENIED.

THE COURT, having considered the above Request for Approval under Rule 45 of the Idaho Court Administrative Rules, hereby orders that permission to broadcast the above hearing is:

☐ GRANTED under the following restrictions in addition to those set forth in Rule 45 of the Idaho Court Administrative Rules:

☐ DENIED.

THE COURT, having considered the above Request for Approval under Rule 45 of the Idaho Court Administrative Rules, hereby orders that permission to photograph the above hearing is:

☐ GRANTED under the following restrictions in addition to those set forth in Rule 45 of the Idaho Court Administrative Rules:

☐ DENIED.

All images and audio recordings captured in the courtroom, whether before, during or after the actual court proceedings, by any pool photographer or video and broadcast camera operator shall be shared with other media organizations as required by Rule 45 of the Idaho Court Administrative Rules.

DATED this 20 day of July 16 J. B. [Signature]
Justice/Judge

Attn: Judge Barrett

Please let me know if there are any issues with the transmission of this request.

Our newsroom fax number is 529-2443.

(If there are problems with that number, our office fax number is 522-1930)

Or my e-mail dplourde@localnews8.com

Thanks in advance.

With respect,

Dave Plourde Assignment Editor

david.plourde@npgco.com

KIFI News Group 1915 N. Yellowstone Hwy • IDAHO FALLS ID 83401 T 208 528 2158 F 208 522 1930

Local News 8 (ABC) - Telemundo - CW - Local News 8 NOW - KIDK Eyewitness News-KXPI Fox

- LocalNews8.com - SuperIdaho.com - SportsLinePrep.com

CLEVE B. COLSON

BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON

Prosecuting Attorney

501 North Maple, #302

Blackfoot, Idaho 83221-1700

Phone: (208) 782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON,

Defendant.

Case No. CR-2016-4577

**FOURTH SUPPLEMENTAL
RESPONSE TO REQUEST
FOR DISCOVERY**

COMES NOW Cleve B. Colson, Bingham County Prosecuting Attorney, and submits the following Response to Defendant's Request for Discovery:

One DVD containing State of Idaho Fire Marshall's report and information;

Three DVD containing Deputy Katseanes's video;

One DVD containing Deputy Jake Yancey's video;

One DVD containing Deputy Howell's video;

One DVD containing Deputy Henrie's video;

Please be advised that all inmate phone calls, video visits, e-mails, messages and picture messages at the Bingham County Jail are recorded on the Telmate System. If your client has been in custody at the Bingham County jail during these proceedings and has used the Telmate system you may view or listen to the recorded audio or video. To view or listen to the recordings, from the Bingham County Jail, please request an appointment with the Bingham County Prosecutor's Office

between the hours of 9:00 a.m. and 4:00 p.m. Monday through Friday. These recordings maybe provided to you pursuant to the specific dates and times that you are requesting. If a copy of the recordings is requested, you will be asked to provide the appropriate device for copying purposes.

If the defendant requests to inspect and copy items listed in Idaho Criminal Rule 16(b)(4) and/or 16(b)(5), please provide a written request indicating the items that you intend to inspect and/or copy. Upon reasonable written notice, a time and place for inspection will be provided to you.

DATED this 20th day of July 2016.

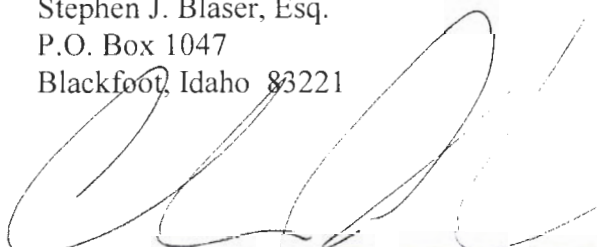

CLEVE B. COLSON
Prosecuting Attorney

CERTIFICATE OF SERVICE

I hereby certify that on the 20th day of July 2016, in the manner indicated below, I served a true and correct copy of the foregoing upon the following persons:

- (X) designated courthouse box
- () first class mail
- () hand delivered

Stephen J. Blaser, Esq.
P.O. Box 1047
Blackfoot, Idaho 83221


CLEVE B. COLSON

17-4577

PAUL J WILDE
(208) 529-1350

BONNEVILLE COUNTY SHERIFF'S OFFICE
605 N CAPITAL
IDAHO FALLS, ID 83402

Paper ID:

MAGISTRATE DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO
2016 JUL 20 PM 4:43
CASE # 601207
PAMELA W. ECKHARDT CLERK
BY [Signature] DEPUTY

PERSONAL RETURN OF SERVICE

STATE OF IDAHO

-- VS --

PLAINTIFF(S)

COURT: 7TH DIST BINGHAM

CASE NO: CR20164577

DILLON GRANT GIBSON

DEFENDANT(S)

PAPER(S) SERVED:
SUBPOENA

I, PAUL J WILDE, SHERIFF OF BONNEVILLE COUNTY, STATE THAT THE ABOVE DESCRIBED DOCUMENTS WERE DELIVERED TO ME FOR SERVICE ON THE 14TH DAY OF JULY 2016.

I HEREBY CERTIFY THAT, ON THE 15TH DAY OF JULY 2016, AT 3:22 O'CLOCK P.M., I, SCOTT J KIDWELL, BEING DULY AUTHORIZED, SERVED THE ABOVE DESCRIBED DOCUMENTS IN THE ABOVE-ENTITLED MATTER UPON

***** IVAN HIBBERT *****

PERSONALLY AT: 1820 E 17TH ST. SUITE 220 IDAHO FALLS ID 83404

WITHIN THE COUNTY OF BONNEVILLE, STATE OF IDAHO.

DATED THIS 18TH DAY OF JULY 2016.

PAUL J WILDE
SHERIFF

SHERIFF'S FEES: 0.00
TOTAL COLLECTED TO DATE: 0.00
AMOUNT UNCOLLECTED: 0.00

BY

SCOTT J. Kidwell by: [Signature]
SCOTT J KIDWELL
SERVING OFFICER

BY

[Signature]
DAYNA HARRIS
RETURNING OFFICER

BINGHAM COUNTY PROSECUTOR
501 N. MAPLE #302
BLACKFOOT, ID 83221-1700

201604207

CIVIL#

2016 JUL 14 PM 5:01

BONNEVILLE COUNTY
SHERIFF'S OFFICE
IDAHO FALLS, IDAHO
RECEIVED

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

SUBPOENA

(Preliminary Hearing)

TO: **IVAN HIBBERT**
1820 East 17th Street Suite 220
Idaho Falls, ID 83404

YOU ARE HEREBY COMMANDED TO appear before the Honorable James H. Barrett Jr.,
Magistrate Judge, at the Bingham County Courthouse, on **Thursday, July 21, 2016, Courtroom #1,**
at **11:00 a.m.**, as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE**
PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.

DATED this 7th day of July 2016.


CLEVE B. COLSON
Bingham County Prosecuting Attorney

15-4577

MAGISTRATE DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

PAUL J WILDE
(208) 529-1350

BONNEVILLE COUNTY SHERIFF'S OFFICE
605 N CAPITAL
IDAHO FALLS, ID 83402

Paper ID: 201604208
2016 JUL 21 AM 6:36

PERSONAL RETURN OF SERVICE

CLERK
PAMELA M. ECKHARDT
BY [Signature] DEPUTY

STATE OF IDAHO

- VS -

PLAINTIFF(S)

COURT: 7TH DIST BINGHAM

CASE NO: CR20164577

DILLON GRANT GIBSON

DEFENDANT(S)

PAPER(S) SERVED:
SUBPOENA

I, PAUL J WILDE, SHERIFF OF BONNEVILLE COUNTY, STATE THAT THE ABOVE DESCRIBED DOCUMENTS WERE
DELIVERED TO ME FOR SERVICE ON THE 14TH DAY OF JULY 2016.

I HEREBY CERTIFY THAT, ON THE 18TH DAY OF JULY 2016, AT 11:26 O'CLOCK A.M., I, LAUN J. COOK, BEING DULY
AUTHORIZED, SERVED THE ABOVE DESCRIBED DOCUMENTS IN THE ABOVE-ENTITLED MATTER UPON

*****VERL JARVIE*****

PERSONALLY AT: 1820 E. 17TH ST STE 220 IDAHO FALLS ID 83402

WITHIN THE COUNTY OF BONNEVILLE, STATE OF IDAHO.

DATED THIS 19TH DAY OF JULY 2016.

PAUL J WILDE
SHERIFF

SHERIFF'S FEES: 0.00
TOTAL COLLECTED TO DATE: 0.00
AMOUNT UNCOLLECTED: 0.00

BY

[Signature: Laun J. Cook]
LAUN J. COOK
SERVING OFFICER

BY

[Signature: Sherrie Lyn Ransom]
SHERRIE LYN RANSOM
RETURNING OFFICER

BINGHAM COUNTY PROSECUTOR
501 N. MAPLE #302
BLACKFOOT, ID 83221-1700

201604208

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

CIVIL#

2016 JUL 14 PM 5:04

BONNEVILLE COUNTY
SHERIFF'S OFFICE
IDAHO FALLS, IDAHO
RECEIVED

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

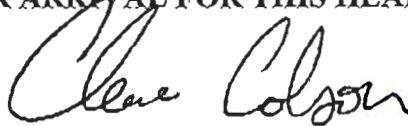
SUBPOENA

(Preliminary Hearing)

TO: **VERL JARVIE**
1820 East 17th Street Suite 220
Idaho Falls, ID 83404

YOU ARE HEREBY COMMANDED TO appear before the Honorable James H. Barrett Jr.,
Magistrate Judge, at the Bingham County Courthouse, on **Thursday, July 21, 2016, Courtroom #1,**
at **11:00 a.m.**, as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE**
PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.

DATED this 7th day of July 2016.



CLEVE B. COLSON
Bingham County Prosecuting Attorney

CRAIG ROWLAND
(208) 785-8040

BINGHAM COUNTY SHERIFF'S OFFICE
501 N. MAPLE # 405
BLACKFOOT, ID 83221

MAGISTRATE DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

Paper ID: 20160179
2016 JUL 21 AM 8:35

PERSONAL RETURN OF SERVICE

CASE: PAMELA W. ECKHART CLERK
BY: [Signature] DEPUTY.

STATE OF IDAHO (COURTS)

-- VS --

PLAINTIFF(S)

COURT: BINGHAM

CASE NO: CR-16-4577

DILLON GRANT GIBSON

DEFENDANT(S)

PAPER(S) SERVED:
SUBPOENA

I, CRAIG ROWLAND, SHERIFF OF BINGHAM COUNTY, STATE THAT THE ABOVE DESCRIBED DOCUMENTS WERE DELIVERED TO ME FOR SERVICE ON THE 8TH DAY OF JULY 2016.

I HEREBY CERTIFY THAT, ON THE 20TH DAY OF JULY 2016, AT 2:43 O'CLOCK P.M., I, RICHARD OTTERSTROM, BEING DULY AUTHORIZED, SERVED THE ABOVE DESCRIBED DOCUMENTS IN THE ABOVE-ENTITLED MATTER UPON

***** DAVID BRENT KRUMENACKER *****

PERSONALLY AT: 225 NASH, BLACKFOOT ID 83221

WITHIN THE COUNTY OF BINGHAM, STATE OF IDAHO.

DATED THIS 20TH DAY OF JULY 2016.

CRAIG ROWLAND
SHERIFF

SHERIFF'S FEES: 0.00
TOTAL COLLECTED TO DATE: 0.00
AMOUNT UNCOLLECTED: 0.00

BY

RICHARD OTTERSTROM
SERVING OFFICER

BY

RICHARD OTTERSTROM
RETURNING OFFICER

CLEVE BYRD COLSON
501 N MAPLE
BLACKFOOT, ID 83221

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

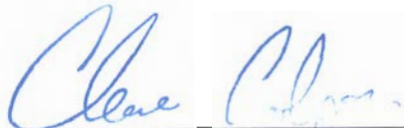
SUBPOENA

(Preliminary Hearing)

TO: **DAVID KRUMENACKER**
Blackfoot Fire Department
225 North Ash Street
Blackfoot, ID 83221

YOU ARE HEREBY COMMANDED TO appear before the Honorable James H. Barrett Jr.,
Magistrate Judge, at the Bingham County Courthouse, on **Thursday, July 21, 2016, Courtroom #1,**
at **11:00 a.m.**, as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE**
PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.

DATED this 7th day of July 2016.



CLEVE B. COLSON
Bingham County Prosecuting Attorney

RECEIVED
JUL 21 2016 7:37

CRAIG ROWLAND
(208) 785-8040

BINGHAM COUNTY SHERIFF'S OFFICE
501 N. MAPLE # 405
BLACKFOOT, ID 83221

MAGISTRATE DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

2016 JUL 21 AM 6:35

PERSONAL RETURN OF SERVICE

PAMELA W. ECKHART CLERK

BY [Signature] DEPUTY

STATE OF IDAHO (COURTS)

-- VS --

PLAINTIFF(S)

COURT: BINGHAM

CASE NO: CR-16-4577

DILLON GRANT GIBSON

DEFENDANT(S)

PAPER(S) SERVED:
SUBPOENA

I, CRAIG ROWLAND, SHERIFF OF BINGHAM COUNTY, STATE THAT THE ABOVE DESCRIBED DOCUMENTS WERE DELIVERED TO ME FOR SERVICE ON THE 8TH DAY OF JULY 2016.

I HEREBY CERTIFY THAT, ON THE 20TH DAY OF JULY 2016, AT 2:43 O'CLOCK P.M., I, RICHARD OTTERSTROM, BEING DULY AUTHORIZED, SERVED THE ABOVE DESCRIBED DOCUMENTS IN THE ABOVE-ENTITLED MATTER UPON

*****ARNOLD CHRISTIANSON*****

PERSONALLY AT: 225 N ASH, BLACKFOOT ID 83221

WITHIN THE COUNTY OF BINGHAM, STATE OF IDAHO.

DATED THIS 20TH DAY OF JULY 2016.

CRAIG ROWLAND
SHERIFF

SHERIFF'S FEES:

0.00

TOTAL COLLECTED TO DATE:

0.00

AMOUNT UNCOLLECTED:

0.00

BY

RICHARD OTTERSTROM
SERVING OFFICER

BY

RICHARD OTTERSTROM
RETURNING OFFICER

CLEVE BYRD COLSON
501 N MAPLE
BLACKFOOT, ID 83221

CLEVE B. COLSON

BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON

Bingham County Prosecuting Attorney

501 N. Maple, #302

Blackfoot, Idaho 83221-1700

Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

SUBPOENA

(Preliminary Hearing)

TO: **ARNOLD CHRISTIANSON**

Blackfoot Fire Department

225 North Ash Street

Blackfoot, ID 83221

YOU ARE HEREBY COMMANDED TO appear before the Honorable James H. Barrett Jr.,
Magistrate Judge, at the Bingham County Courthouse, on **Thursday, July 21, 2016, Courtroom #1,**
at 11:00 a.m., as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE**
PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.

DATED this 7th day of July 2016.

CLEVE B. COLSON

Bingham County Prosecuting Attorney

RECEIVED
JUL 21 2016 7:11 PM

Date: 7/21/2016

Seventh Judicial District Court - Bingham County

NO. 0010254

Time: 01:52 PM

Receipt

Received of: Stephen J. Blaser

\$ 50000.00

Fifty Thousand and 00/100 Dollars

Case: CR-2016-0004577

Defendant: Gibson, Dillon G

Cash bond: 50000.00

Check: 75709 Bank: Zions Bank

Payment Method: Check

Amount Tendered: 50000.00

Pamela W. Eckhardt, Clerk of the District Court

By: _____

Marielle Pratt

Deputy Clerk

Clerk: MPRATT

Duplicate

STEPHEN J. BLASER

BLASER, OLESON & LLOYD, Chartered
Attorneys at Law
285 N.W. Main
P.O. Box 1047
Blackfoot, Idaho 83221

(208) 785-4700
Fax No. 785-7080
ISB #1923

Attorneys for Defendant

Instrument # 678297

BINGHAM COUNTY
7-21-2016 01:50:52 PM No. of Pages: 7
Recorded for: BLASER OLESON & LLOYD
PAMELA W. ECKHARDT Fee: 28.00
Ex-Officio Recorder Deputy *Juna*

2016 JUL 21 PM 1:12

[Handwritten signature]

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM
MAGISTRATE DIVISION

STATE OF IDAHO,)	
)	
Plaintiff,	)	Case No. CR-2016-4577
)	
vs	)	PROPERTY BOND - REAL PROPERTY
)	
DILLON G. GIBSON,)	
)	
Defendant.)	
_____)	

I, Judy Luis, being duly sworn upon oath, depose and state as follows:

1. I reside at 825 Airport Road, Blackfoot, Idaho 83221.
2. I am the owner of property located in the State of Idaho at the following address: 825 Airport Road, Blackfoot, Idaho 83221, and described as follows: See attached Exhibit A.
3. There are no other owners of the above - described property.
4. I acknowledge that the above - named Defendant is charged in this case with the following offenses: Vehicular Manslaughter in violation of Idaho Code § 18-4006 (3)(B) and Leaving the Scene of Accident in violation of Idaho Code § 18-8007.
5. I acknowledge that bail has been set by the Court in this case at \$240,000.

6. By this property bond, I guarantee that the Defendant will appear in Court as ordered at all hearings and proceedings where the Defendant's presence is required until the case is resolved.

7. I have executed a promissory note pledging to pay \$190,000 to Bingham County the full amount of bail if the Defendant fails to appear as required by the Court. Such payment shall be made as provided in the Idaho Bail Act, Idaho Code § 19-2901 *et seq*, and within the time established by Idaho Code § 19-2918.

8. I pledge, under the provisions of Idaho Code § 19-2909, the above - described property as security for the guarantee that the Defendant will appear in Court as ordered in this case. I agree and understand that in the event that the Court orders forfeiture of the bail following the Defendant's failure to appear in Court as ordered, and if I should fail to make remittance of the forfeiture as provided in Idaho Code § 19-2918, the above described property may be sold to satisfy payment of the bail. In such event, I shall also be required to pay all attorney fees and costs arising from the sale of the property.

9. The tax - assessed value of the above - described property is \$194,488. The copy of the tax notice is attached hereto as Exhibit B.

10. The above - described property has no liens or encumbrances.

11. I agree that I shall not sell, lease, or encumber the property in any way without first informing the Court. I further agree that should I become aware of any liens or encumbrances on the property in addition to those listed above, I shall immediately inform the Court.

12. I understand and agree that this property bond shall be recorded in the county in which the above - described property is located, that I shall pay all

recording fees and costs, and that this bond when so recorded shall constitute a lien on the above - described real property.

Dated and signed this 21 day of July, 2016.

Judy Luis
JUDY LUIS

STATE OF IDAHO)
) ss.
County of Bingham)

On this 21 day of July, 2016, before me, the undersigned, a notary public in and for said state, personally appeared JUDY LUIS known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



S. Blase
Notary Public for State of Idaho
Residing at Blackfoot, Idaho
My com expires: 12/04/2018

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 21 day of July, 2016, a true and correct copy of the foregoing PROPERTY BOND - REAL PROPERTY was served by the method indicated below and addressed to each of the following:

Bingham County Prosecutor
501 N Maple, Box 302
Blackfoot, ID 83221

- ☐ U.S. Mail
- ☐ Fax
- ☒ Courthouse Box
- ☐ Hand-Delivery



STEPHEN J. BLASER

EXHIBIT A

Part of Lot 3, Section 34, Township 2 South, Range 35 East, B.M. Bingham County, Idaho described as:

Beginning at a point that is N 00°00' E 1838.54 feet along the locally accepted north-south center section line (said point being 520.00 feet north of southeast corner of Lot 3) from the South 1/4 corner of said Section 34 and running thence S 89°17'40" W 290.40 feet to the East line of Cedar Park Addition No. 1; thence N 00°00'E 140.00 feet along said East line; thence N 89°17'40" E 290.40 feet; thence S 00°00' W 140.00 feet along said north-south center section line to the point of beginning.



Parcel Number

RP1318304

Property Year

2016Legal Description
T2S R35E SEC 34
T-10241

Tax Code Area

001-000

Property Address

825 AIRPORT RD
BLACKFOOT ID 83221Parcel Status
Property Type
Sub TypeActive
RealOwner/Contact Name
LUIS JUDYType
OWNER

Relationship

Owner % HOE
100%Mailing Address
189 ALEXANDER
BLACKFOOT ID 83221Land Group
BLACKFOOT CITY U1
Township Range Section
3S 35E 03
Location Code 35
Parcel Type TW
Zoning R1Associated Parcels
NoneReappraisal Year 2013
Inspection Date 11/01/2012
Appraiser Initials LF

Exemption: None

CB: No NC: No

Tax Certification
SOLID WASTEDistrict Roll Type Units Amount
992 PR A 1 \$ 50.00Instrument Eff Date Action Target Source Comments
670292 09/10/2015 Ownership 2015
670291 09/10/2015 Ownership 2015
656912 03/05/2014 Ownership 2014

CHARACTERISTIC				ROLLS			ACRES	VALUATION SUMMARY			URBAN RENEWAL	
SCC	Type	Suffix	Description	Assessed	Occupancy	Status	Quantity	Assessed Value	Exemption Amount	Net Taxable Value	Net Taxable Base	Net Taxable Incr
20	LAND			PRIMARY	NO	O	0.998	\$ 18,588	\$ 0	\$ 18,588	--	--
41	RESID	A	HOUSE	PRIMARY	NO	O		\$ 175,900	\$ 0	\$ 175,900	--	--
TOTALS:							0.998	\$ 194,488	\$ 0 --	\$ 194,488	--	--

ROLL STATUS: 0 Open, Subject to Change

Exhibit B

PROMISSORY NOTE

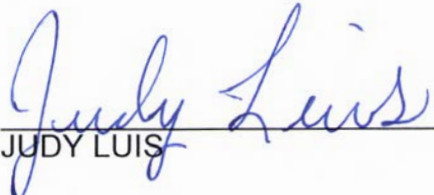
\$190,000.00

DATE 07/21/2016

FOR VALUE RECEIVED, I, Judy Luis, promise to pay to the order of Bingham County, Idaho, the sum of ONE HUNDRED NINETY THOUSAND DOLLARS, in lawful money of the United States of America, payable as follows:

This executed promissory note shall be required to be paid to Bingham County, Idaho if Dillon Gibson, Defendant in the matter of State of Idaho v. Dillon Gibson, Bingham County Case No. CR-2016-4577, fails to appear as required by the Court in the above case. Such payment shall be made as provided in the Idaho Bail Act, Idaho Code § 19-2901 *et seq*, and within the time established by Idaho Code § 19-2918.

DATED and signed this 21 day of July, 2016.



JUDY LUIS

STEPHEN J. BLASER

BLASER, OLESON & LLOYD, Chartered
Attorneys at Law
285 N.W. Main
P.O. Box 1047
Blackfoot, Idaho 83221

(208) 785-4700
Fax No. 785-7080
ISB #1923

MAGISTRATES DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO
Filed 7-21-16 No. _____
PAMELA W. ECKHARDT, CLERK
By _____ Deputy

Attorneys for Defendant

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM
MAGISTRATE DIVISION

STATE OF IDAHO,

Plaintiff,

vs

DILLON G. GIBSON,

Defendant.

)
)
) Case No. CR-2016-4577
)
) **ORDER FOR RELEASE**
)
)
)
)
)
)

THIS COURT having accepted an Undertaking as Bail for real property valued at approximately \$190,000 and a cash bond also having being posted at \$50,000.

BASED UPON the Undertaking as Bail of \$190,000 and ~~440,000~~ ^{\$50,000} cash, this Court hereby releases the Defendant out on bail for a total posting of \$240,000.

DATED and signed this 21 day of July, 2016.

JUDGE



CLERK'S CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 21 day of July, 2016, a true and correct copy of the foregoing ORDER FOR RELEASE was served by the method indicated below and addressed to each of the following:

Bingham County Prosecutor
501 N Maple Street
Blackfoot, ID 83221

- ☐ U.S. Mail
- ☐ Fax
- ☒ Courthouse Box
- ☐ Hand-Delivery

Stephen J. Blaser
285 NW Main
Blackfoot, ID 83221

- ☐ U.S. Mail
- ☐ Fax
- ☒ Courthouse Box
- ☐ Hand-Delivery

Jodee Blackburn
CLERK



IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE STATE OF IDAHO
IN AND FOR THE COUNTY OF BINGHAM

MAGISTRATES DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

STATE OF IDAHO

Plaintiff,

vs.

Dillon G Gibson

Defendant

Case No.: CR-2016-0004577

TERMS AND CONDITIONS OF
OWN RECOGNIZANCE RELEASE
OR CONDITIONS OF BAIL

Filed 7-21-16 No. 05
PAMELA W. ECKHARDT, CLERK Deputy

☐ 1. The defendant is released on his/her own recognizance on the following terms and conditions.

☒ 1A. The defendant is remanded to the custody of the Bingham County Sheriff in lieu of 240,000 bail. If bond is posted the defendant is released under the following terms and conditions.

- ☒ A. The defendant shall not leave the State of Idaho without written permission of the Pre-Trial Release Officer or the Court;
- ☒ B. The defendant shall not possess nor consume any alcoholic beverages nor shall the defendant enter any establishment whose primary purpose is the sale of any alcoholic beverages; shall not possess or consume any illegal drugs.
- ☒ C. The defendant shall not violate any laws of this state, any other state or the United States;
- ☒ D. The defendant shall maintain weekly contact with counsel and shall inform the Court and counsel within 24 hours of any change of address/residence;
- ☒ E. The defendant must make all court appearances;
- ☒ F. The defendant shall report to Pre-Trial Release Officer Danyett Cloward or her designee at all times and places required by her; (you are to report to her at 50 Lavon, Blackfoot, Idaho immediately upon release from jail. If bonding out on the weekend, call and leave message at 208-782-2680 and report to her office the next business day)
- ☒ G. The defendant must submit to testing for the consumption of alcohol and/or drugs whenever requested by Ms. Cloward or her designee, be it by blood, breath or urine at the expense of the defendant (\$75 per month paid in advance).
- ☐ H. _____

Dated: Thursday, July 21, 2016

Defendant Signature: Dillon G Gibson

cc: file

Prosecutor

Pre-Trial Services

Judge [Signature]

COURT MINUTES

MAGISTRATES DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

Filed 7/21/16 No. _____
PAMELA W. ECKHARDT, CLERK
By [Signature] Deputy

CR-2016-0004577
State of Idaho vs. Dillon G Gibson
Hearing type: Preliminary
Hearing date: 7/21/2016
Time: 11:00 am
Judge: James H Barrett
Courtroom: #1
Court reporter: PRELIMINARY072116-JOB
Minutes Clerk: JODEE
Tape Number:
Defense Attorney: Stephen Blaser
Prosecutor: Cleve Colson

Matter is before the Court for a preliminary hearing. All parties are present and ready to proceed.

Mr. Colson is present for the State. Defendant present in person and with counsel, Steve Blaser. Parties had discussed the issue of bond in the matter in chambers and Court explains that a property bond will be put up and then cash bond set and the defendant will be released after the preliminary hearing. Mr. Colson request terms and conditions - that he be ordered to check in with pretrial services at the time Motion to reduce bond - by Cleve - posting of property and cash - \$240,000.00 - bond explained by the Court. Mr. Colson motion to exclude witnesses. Mr. Blaser no witnesses. Court will order witnesses excluded.

Pretrial release signed by defendant at this time after explanation of the release conditions of the Court.

Mr. Colson called Kevin Leavitt, sworn and questioned as to where he lives and questioned as to the events of the day, and what he heard. Mr. Leavitt commented regarding running around the house, going to the front door, getting inside the house, seeing Mr. Hong, calling out to him, fire being very loud, Mr. Hong opening the door, turning and room filling up with smoke. Mr. Leavitt commented regarding hearing the boom, getting to Mr. Hong's house and how long it took and where the fire was coming from. Mr. Colson questioned as to set up of house and stairs up to house. Mr. Leavitt questioned as to going into home and shouldering the door, seeing Mr. Hong in the house, what the house looked like and how far Mr. Hong was from him. Mr. Colson continued questioning as to time of night this occurred. Mr. Colson questioned as to seeing anyone else in the house and how close he was to Mr. Hong at the time, Mr. Hong appearing disoriented and what happened when he opened the door, leaving after feeling the heat and never seeing Mr. Hong after that.

Mr. Blaser questioned as to seeing the firetruck, police, and talking to anyone after he left the house. Mr. Leavitt questioned as to what he tried to say to Mr. Hong and what information is in the police report. Mr. Blaser continues questioning as to anything being said to Mr. Hong.

Mr. Blaser requested briefly. Witness then excused.

Mr. Colson called Cody Peterson, sworn and questioned as to where he lives, recalling the events of that day and anything of significance that day. Mr. Peterson commented as to hearing a commotion and walking out the door, seeing someone walking in front of door, going to see if they could help. Mr. Colson questioned as to who was present at the campfire and at the house, hearing a boom and other people leaving the house. Mr. Colson questioned as to knowing Dillon Gibson and seeing him walking from Lilac to Airport and how far he was from Dillon and seeing anything of significance on him. Mr. Colson had Mr. Peterson identify defendant in the Courtroom. Mr. Peterson commented as to telling Officer that he had seen Dillon Gibson minutes before and direction Gibson was heading and who was with him at the time. Mr. Colson questioned as to fire at the home and never seeing a vehicle. Mr. Colson questioned regarding his witness statement as to date and time of incident.

Mr. Blaser question regarding houses and what he actually heard. Mr. Blaser question as to where the parties went and how far they went. Mr. Blaser question regarding seeing defendant in the road.

Witness excused.

Mr. Colson called Dallin Peterson, sworn and questioned as to having a campfire, who was present at the time of the incident, hearing a very loud noise, car horn, going to see what happened, seeing a house on fire. Mr. Peterson commented as to seeing Mr. Gibson, seeing blood on his face and recognizing him. Mr. Colson questioned as to time incident took place, still being barely light outside, walking towards fire and seeing Mr. Gibson walking and walking right past him and seeing blood on his face between his eyes. Mr. Peterson identified the defendant in the courtroom. Mr. Colson questioned as to if anything was said and if he was walking fast, and what he did after he walked past defendant. Mr. Colson questions if he is familiar with that area. Mr. Colson questioned as to how far away he was from Airport Road and noticing the defendant and keeping an eye on him. Mr. Dallin Peterson questioned as to going back down and talking to the person next door to Mr. Hong, where the fire was and how long he stayed at the scene.

Mr. Blaser questioned as to how much time it takes to get to the location, where he saw the defendant and still seeing him once he turned the corner of Lilac and Wooton. Mr. Blaser questioned as to walking with parents the second time. Mr. Blaser questioned as to what he saw at the scene and defendant walking in a hurry.

Witness excused.

RESUME AFTER LUNCH

Resume...

Mr. Colson called Brandon Henry, sworn and questioned as to his address and how long he had been living at that address, knowing Mr. Hong and events of that day. Mr. Henry commented as to who was at residence, hearing a sound and where he was in his residence. Mr. Henry commented as to what he did when he heard the noise, what time it was and being towards dusk. Mr. Colson questioned as to where he went when he exited and what he saw. Mr. Colson questioned as to seeing a car in his back yard and ever seeing who it was and ever seeing anyone else in the car, knowing Dillon and identifying the defendant in the courtroom. Mr. Colson questioned as to defendant ever saying anything, where fire was located and seeing the vehicle in the backyard and hearing noises from vehicle. Mr. Colson questioned as to garage and what it looked like before and any prior damage. Mr. Colson questioned as to debris that was scattered. Mr. Colson questioned as to where the flames came from. Mr.

Colson questioned regarding his side of the home being on fire and what he did next with the children and getting everyone out. Mr. Colson questioned regarding him calling 911 and when he called 911. Mr. Colson questioned regarding ever entering Mr. Hong house and ever seeing him.

Mr. Blaser questioned regarding what he did after he left the home, his statement and recognizing him and what he did when he got out of the car and property lines and where the person was going when he got out of the car.

Mr. Colson redirect. Mr. Colson questioned regarding person from vehicle being the same as the defendant, getting out of the driver's side.

Mr. Blaser question regarding description of individual.

Witness excused.

Mr. Colson calls Andrew Adrignola, sworn and questioned as to his employment. Officer questioned as to investigations, working on June 14, 2016, and which shift he was working. Officer questioned as to responding to vehicle that had crashed into home. Mr. Colson questioned as to writing a report and fire being in both residences. Mr. Colson questioned as to what had happened and meeting with persons at the location of the incidents. Mr. Colson questioned as to attempting to try to open the door of Mr. Hong and trying to see if he was there. Officer questioned as to the vehicle, if anyone was around and things lying all around. Office questioned as to who the plate came back to and running the plate through dispatch. Officer questioned as to talking to persons at the scene. Officer reviewed his report for information. Mr. Colson had Officer Adrignola draw a picture of the scene of the accident and roads around. Officer then questioned as to reporting to 825 Airport Rd. and person at residence yelling for Dillon, and what was said, and talking to her on the porch. Officer commented as to defendant coming to the door with fresh injuries and what was said at the time he went to the home. Officer questioned as to ambulance coming and Miranda rights and voluntary statements made. Officer questioned as to tests and smells of alcohol and identified in the Courtroom. Officer commented as to clothing found in bedroom. State's Exhibit A - Stipulate to Exhibit A being admitted as to the preliminary hearing. Blood results. .15 .Officer commented as to comments made by defendant at the hospital and being very belligerent.

Mr. Blaser question Officer regarding being under the influence and what he may have been under the influence of and any knowledge of any other results. Mr. Blaser questioned regarding permission to enter home and what was removed at the time. Officer questioned regarding tests done.

Mr. Colson redirect regarding toxicology testing done and not being completed at this time, but officer feeling he was under influence.

Mr. Blaser comment regarding testing and different behaviors of people under the influence and characteristics being different.

Mr. Colson calls Officer Steven Scott, sworn and questioned as to his employment, his training and experience and which shift he was working and responding to a house fire call and what he did upon arrival. Officer testified as to running to the back of the house, observation of the car that had run through and driver of car running and description of yards and taking after a person that had been running away from the scene. Officer questioned as to going to Airport Rd. to

assist another Officer in his investigation. Officer questioned as to what he did going to back of the house and assisting Officer Adrignola. Officer questioned as to identification of the defendant and identified the defendant in the courtroom. Officer questioned as to incidents that occurred at the hospital and what defendant said at hospital, blood draws and statements that were made. State's Exhibit B shown to officer, questioned as to photo and injuries. State's Exhibit B admitted.

Mr. Blaser questioned regarding what time he arrived at the incident and what direction the defendant ran from the scene, clarification of the report of the officer. Officer questioned regarding handcuffs.

Witness excused.

Mr. Colson called Patricia Hatch, sworn and questioned as to knowing defendant and how she knows defendant. Mr. Colson questions as to identification of the defendant. Mr. Colson questioned as to who lived at the residence and if she moved anything in to the house. Mr. Colson questioned as to moving items out of the house and having a key to the residence. Mr. Colson questioned as to location of clothes and defendant keeping clothes in the home and incidents that have occurred. Mr. Blaser objected. Mr. Colson questioned as to texts and threats made. Mr. Colson questioned as to drugs that defendant had been snorting. Mr. Colson question as to him drinking and needing to get something to eat. Mr. Colson questioned as to incidents that occurred that night. Mr. Colson questioned as to what he was saying when he got home and saying he was in a wreck and the police coming to the house. Mr. Colson questioned as to clothing that was given to the police officers, any further conversation with the defendant and getting out of the relationship with the defendant. Mr. Colson had State's Exhibit C marked State's Exhibit D marked and questioned to. State's Exhibit E - vehicle of defendant that he was driving. Mr. Colson question regarding drinking that day.

Mr. Blaser question regarding smoking pot and using Xanax, and other controlled substances. Mr. Blaser questions regarding using drugs. Court will not allow her to incriminate herself. Mr. Blaser question regarding alcohol that was consumed that day and drug charges, helping out with the finances at the house. Mr. Blaser question regarding calls from Dillon and when she stopped taking them.

Mr. Colson question regarding rent payments made, food stamps, and what they used the money for. Mr. Blaser question regarding agreement with house.

Witness excused.

Mr. Colson call Officer Wes Wheatley, sworn and questioned as to his investigation and questioned as to responding to incident and what he discovered when he arrived. Officer commented as to what was being said and seeing the vehicle in the back of the yard. Officer questioned as to taking photographs at the scene being familiar with Mr. Hong and seeing the people at the residence. State's Exhibits C - Q shown to the Officer and officer review photographs that he had taken. Mr. Colson requested they be admitted and Mr. Blaser had no objection to admission for the preliminary hearing purposes only.

Mr. Colson continues questioning of Officer Wheatley regarding alcoholic beverages. Mr. Colson questioned regarding consent to the search by Ms. Hatch and if he ever had contact with defendant.

Mr. Blaser questioned regarding what time he arrived on scene and Mr. Blaser questioned regarding State's Exhibit O and alcohol involvement. Mr. Blaser questioned regarding who owns house and getting any consent to search house.

Mr. Colson questioned regarding smelling alcohol. Witness excused.

Mr. Colson called Officer Ryan Anthony, sworn and questioned as to his investigation, when he came into service and what he had to do when he came into service and what they needed help with. Officer Anthony noted that he sat with the car while the car was in the back yard and what he was seeing.

Mr. Blaser questioned regarding video and if he turned in a copy of the video and if he noticed anything inside the vehicle. Witness excused.

Mr. Colson called Brock Katseanes, sworn and questioned as to his employment, his shift and responding to incident, the fire being in the home and assisting in evacuating the home. Officer also questioned as to assisting with CPR and verifying the defendant as the driver of the vehicle. Mr. Colson questioned regarding Mr. Hong and helping with compressions and not being responsive at that point and how he knows Mr. Hong and driving him to the hospital.

Mr. Blaser no questions. Witness excused.

Mr. Colson called Clayton Yancey, sworn and questioned as to his employment and transportation of defendant from BMH to Bingham County Jail. Officer questioned as to transport and defendant making any statements to the officer and defendant being belligerent.

Mr. Blaser no questions. Witness excused.

Mr. Colson called Detective Randy Herbert, sworn and questioned as to his current employment, responding to scene and what he did when he responded to 825 Airport Road and going to retrieve clothing articles and getting permission to retrieve articles and what they retrieved.

Mr. Blaser questioned regarding interview with Mr. Leavitt, and Ms. Sutton and report being correct. Mr. Blaser questioned regarding getting permission to enter the home. Mr. Blaser questioned regarding Exhibit O and questioned Detective Herbert as to the layout of the home and how far it is to bedroom.

Witness excused.

Mr. Colson called Alan Bollschweiler, questioned to his employment and questioned regarding the autopsy of Mr. Hong and attending the autopsy, observation of the body and being familiar with Mr. Hong. Mr. Colson questioned regarding a swab of the defendant.

Mr. Blaser question Bollschweiler regarding swab.

Witness excused.

Mr. Colson called Officer Kathy Hall, sworn and questioned as to law enforcement and responding to scene and how she was involved in the investigation of the death, responding to BMH and Mr. Hong being deceased. State's Exhibit R - photo of Mr. Hong's face photo

admitted. Mr. Colson questioned as to death. Mr. Blaser questioned as to abrasions. - Witness excused

Mr. Colson called David Krumenacker, sworn and questioned as to his employment and questioned as to EMS services and working on June 14, 2016 and being called to house fire and what he observed and what happens when they respond to the home. Mr. Colson question as to what happened when they entered the home and what the largest part of the fire. Mr. Colson questioned as to where Mr. Hong was located in the home and how they brought Mr. Hong outside and he appeared to be deceased. Mr. Krumenacker commented as to how he identified the deceased. Mr. Krumenacker commented as to his investigation and his opinion as to how he passed away and the portion of the garage where the fire was believed to have started.

Mr. Blaser cross examines as to how long he has been a firefighter and what he feels was the cause of the fire. Mr. Blaser question regarding Exhibit O and where Mr. Hong was found. Mr. Blaser questioned regarding when arrived at the scene.

Witness excused

Mr. Colson called Mr. Christensen, paramedic, working on June 14 and arriving in ambulance and going into home and searching for Mr. Hong and home being smoky and hot and not having a pulse and Mr. Hong being deceased and observation of body.

Mr. Blaser no questions. Witness excused

Mr. Colson called Kevin Gray, Fire Chief and being dispatched to Mr. Hong's home and structure being involved and bringing Mr. Hong out of the home and not having a pulse and fire being significant and being quickly overwhelmed.

Mr. Blaser no witnesses. Witness excused

Mr. Colson called Ivan Hibbert, sworn and questioned as to his employment and what it takes to become a Fire Marshall, and what his duties are and being asked to assist in an investigation and gave his certifications. Mr. Colson questioned as to how he investigates fires, what conclusions he came to, what caused the fire and any evidence to suggest the origin of the fire and the vehicle moving through the garage being cause of fire.

Mr. Blaser question regarding cause of fire and what he feels is the cause of the fire and the vehicle being the cause of the fire. Mr. Blaser continues questioning of cause of fire.

Mr. Colson calls Aaron Aikele, sworn and questioned as to his employment and questioned as to his training, training from data from crashes and parties will stipulate to his training. Mr. Colson questioned regarding obtaining a search warrant and retrieving the information from the vehicle. State's Exhibit S - training certificate.- admitted without objection. State's Exhibit T pdf form from readout from vehicle - Mr. Colson questioned regarding speed obtained from report - State's Exhibit T admitted - Mr. Colson questioned regarding speed of vehicle prior to impact and airbags being deployed.

Mr. Blaser question regarding speed of vehicle on report and Officer commented regarding not having training on some aspect of report.

Mr. Colson request regarding speed on Parkway Drive and having a stop sign.

Witness excused

Mr. Colson called Gary Yancey, sworn and questioned as to his employment and how long he has worked for the Bingham County Sheriff Office. Officer commented as to his qualifications on accident reconstructions and where he has received his training and instruction. Officer questioned as to his involvement in the investigation and beginning his reconstruction and what he learned from the investigation.

Mr. Blaser questioned as to report.

Mr. Colson questioned as to location of incident

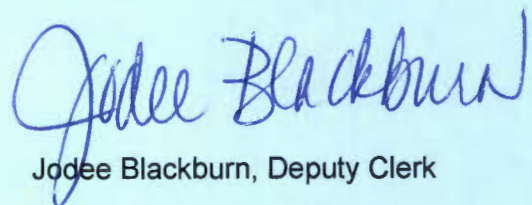
Mr. Colson called Mike Gardner, sworn and questioned as to his employment and being the coroner for Bingham County and what his specific job is what his cause of death is carbon monoxide poisoning. State's Exhibit U V and W - parties stipulate to their admission- Mr. Colson questioned as to information on death certificate.

Mr. Blaser question as to the outside of the home - coroner's report and information and what is on report and being a difference for garage/house fire and cause of death.

Witness excused. State rests. Defense no witnesses.

Mr. Colson presented his argument to the Court.
Mr. Blaser presented his argument to the Court.

ORDER: Court finds probable cause on Count 1 and Count 2 and will bind the defendant over on both those counts to appear before Judge Pickett on August 18 at 2:00 p.m. Defendant is released on the bond posted: \$190,000.00 property bond and \$50,000.00 cash. Defendant is to report to pretrial services and submit to any testing as directed.


Jodee Blackburn, Deputy Clerk

BINGHAM COUNTY SHERIFF'S OFFICE

CRAIG ROWLAND
(208) 785-8040

501 N. MAPLE # 405
BLACKFOOT, ID 83221

Paper ID: 201601797
2016 JUL 22 AM 11:16

PERSONAL RETURN OF SERVICE

PAMELA W. ECKHARDT CLERK

BY  DEPUTY

STATE OF IDAHO (COURTS)

-- VS --

PLAINTIFF(S)

COURT: BINGHAM

CASE NO: CR-16-4577

DILLON GRANT GIBSON

DEFENDANT(S)

PAPER(S) SERVED:

SUBPOENA

I, CRAIG ROWLAND, SHERIFF OF BINGHAM COUNTY, STATE THAT THE ABOVE DESCRIBED DOCUMENTS WERE DELIVERED TO ME FOR SERVICE ON THE 8TH DAY OF JULY 2016.

I HEREBY CERTIFY THAT, ON THE 21ST DAY OF JULY 2016, AT 2:11 O'CLOCK P.M., I, GARY YANCEY, BEING DULY AUTHORIZED, SERVED THE ABOVE DESCRIBED DOCUMENTS IN THE ABOVE-ENTITLED MATTER UPON

***** BRANDON MICHAEL HENRY *****

PERSONALLY AT: BINGHAM COUNTY COURTHOUSE - 501 N MAPLE BLACKFOOT ID 83221

WITHIN THE COUNTY OF BINGHAM, STATE OF IDAHO.

DATED THIS 21ST DAY OF JULY 2016.

CRAIG ROWLAND
SHERIFF

SHERIFF'S FEES: 0.00
TOTAL COLLECTED TO DATE: 0.00
AMOUNT UNCOLLECTED: 0.00

BY

GARY YANCEY
SERVING OFFICER

BY

SHIRLEY FEATHERSTON
RETURNING OFFICER

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

SUBPOENA

(Preliminary Hearing)

TO: **BRANDON MICHAEL HENRY**
948 Henderson
Blackfoot, ID 83221

YOU ARE HEREBY COMMANDED TO appear before the Honorable James H. Barrett Jr.,
Magistrate Judge, at the Bingham County Courthouse, on **Thursday, July 21, 2016, Courtroom #1,**
at 11:00 a.m., as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE**
PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.

DATED this 7th day of July 2016.



CLEVE B. COLSON
Bingham County Prosecuting Attorney

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

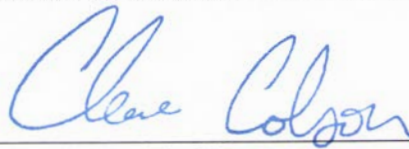
SUBPOENA

(Preliminary Hearing)

TO: **BRANDON MICHAEL HENRY**
948 Henderson
Blackfoot, ID 83221

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Magistrate Judge, at the Bingham County Courthouse, on **Thursday, July 21, 2016, Courtroom #1,**
at 11:00 a.m., as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE**
PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.

DATED this 7th day of July 2016.



CLEVE B. COLSON
Bingham County Prosecuting Attorney

RECEIVED
JUL 21 2016 7:36P

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

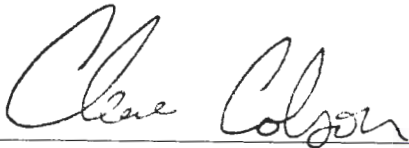
SUBPOENA

(Preliminary Hearing)

TO: **BRANDON MICHAEL HENRY**
948 Henderson
Blackfoot, ID 83221

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at 11:00 a.m., as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE**
PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.

DATED this 7th day of July 2016.



CLEVE B. COLSON
Bingham County Prosecuting Attorney

CRAIG ROWLAND
(208) 785-8040

BINGHAM COUNTY SHERIFF'S OFFICE
501 N. MAPLE # 405
BLACKFOOT, ID 83221

MAGISTRATE DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

Paper ID: 201601596
2016 AUG -2 PM 4:43

PERSONAL RETURN OF SERVICE

BY PAMELA W. ECKHARDT CLERK

BY  DEPUTY

STATE OF IDAHO (COURTS)

-- VS --

PLAINTIFF(S)

COURT: BINGHAM

CASE NO: CR-16-4577

DILLON GRANT GIBSON

DEFENDANT(S)

PAPER(S) SERVED:
SUBPOENA

I, CRAIG ROWLAND, SHERIFF OF BINGHAM COUNTY, STATE THAT THE ABOVE DESCRIBED DOCUMENTS WERE DELIVERED TO ME FOR SERVICE ON THE 8TH DAY OF JULY 2016.

I HEREBY CERTIFY THAT, ON THE 16TH DAY OF JULY 2016, AT 5:49 O'CLOCK P.M., I, JORDYN NEBEKER, BEING DULY AUTHORIZED, SERVED THE ABOVE DESCRIBED DOCUMENTS IN THE ABOVE-ENTITLED MATTER UPON

***** CODY REES PETERSON *****

PERSONALLY AT: 787 WILDROSE BLACKFOOT ID 83221

WITHIN THE COUNTY OF BINGHAM, STATE OF IDAHO.

DATED THIS 18TH DAY OF JULY 2016.


CRAIG ROWLAND
SHERIFF

SHERIFF'S FEES: 0.00
TOTAL COLLECTED TO DATE: 0.00
AMOUNT UNCOLLECTED: 0.00

BY


JORDYN NEBEKER
SERVING OFFICER

BY


RICHARD OTTERSTROM
RETURNING OFFICER

CLEVE BYRD COLSON
501 N MAPLE
BLACKFOOT, ID 83221

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

RECEIVED
JUL 21 2016 7:38

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

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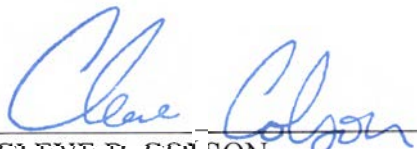
SUBPOENA

(Preliminary Hearing)

TO: **CODY REES PETERSON**
783 Wooton Way
Blackfoot, ID 83221

YOU ARE HEREBY COMMANDED TO appear before the Honorable James H. Barrett Jr.,
Magistrate Judge, at the Bingham County Courthouse, on **Thursday, July 21, 2016, Courtroom #1,**
at 11:00 a.m., as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE**
PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.

DATED this 7th day of July 2016.



CLEVE B. COLSON
Bingham County Prosecuting Attorney

CRAIG ROWLAND
(208) 785-8040

BINGHAM COUNTY SHERIFF'S OFFICE
501 N. MAPLE # 405
BLACKFOOT, ID 83221

Paper ID: 201601800

MAGISTRATE DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

2016 AUG -2 PM 4:43

PERSONAL RETURN OF SERVICE

CLERK
PAMELA W. ECKHARDT
BY AN DEPUTY

STATE OF IDAHO (COURTS)

-- VS --

PLAINTIFF(S)

COURT: BINGHAM

CASE NO: CR-16-4577

DILLON GRANT GIBSON

DEFENDANT(S)

PAPER(S) SERVED:
SUBPOENA

I, CRAIG ROWLAND, SHERIFF OF BINGHAM COUNTY, STATE THAT THE ABOVE DESCRIBED DOCUMENTS WERE DELIVERED TO ME FOR SERVICE ON THE 8TH DAY OF JULY 2016.

I HEREBY CERTIFY THAT, ON THE 16TH DAY OF JULY 2016, AT 5:49 O'CLOCK P.M., I, JORDYN NEBEKER, BEING DULY AUTHORIZED, SERVED THE ABOVE DESCRIBED DOCUMENTS IN THE ABOVE-ENTITLED MATTER UPON

***** DALLIN ARRIE PETERSON *****

PERSONALLY AT: 787 WILDROSE BLACKFOOT ID 83221

WITHIN THE COUNTY OF BINGHAM, STATE OF IDAHO.

DATED THIS 18TH DAY OF JULY 2016.

CRAIG ROWLAND
SHERIFF

SHERIFF'S FEES: 0.00
TOTAL COLLECTED TO DATE: 0.00
AMOUNT UNCOLLECTED: 0.00

BY

JORDYN NEBEKER
SERVING OFFICER

BY

RICHARD OTTERSTROM
RETURNING OFFICER

CLEVE BYRD COLSON
501 N MAPLE
BLACKFOOT, ID 83221

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

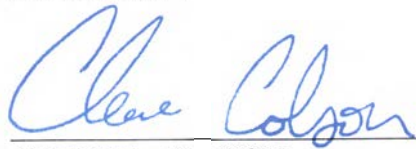
SUBPOENA

(Preliminary Hearing)

TO: **DALLIN ARRIE PETERSON**
783 Wooten Way
Blackfoot, ID 83221

YOU ARE HEREBY COMMANDED TO appear before the Honorable James H. Barrett Jr.,
Magistrate Judge, at the Bingham County Courthouse, on **Thursday, July 21, 2016, Courtroom #1,**
at 11:00 a.m., as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE**
PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.

DATED this 7th day of July 2016.



CLEVE B. COLSON
Bingham County Prosecuting Attorney

RECEIVED
JUL 16 7:36F

CRAIG ROWLAND
(208) 785-8040

BINGHAM COUNTY SHERIFF'S OFFICE
501 N. MAPLE # 405
BLACKFOOT, ID 83221

MAGISTRATE DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

Paper ID: 2016 AUG 2 PM 4:04

PERSONAL RETURN OF SERVICE

CASE: PAMELA W. ECKHARDT CLERK
BY: [Signature] DEPUTY

STATE OF IDAHO (COURTS)

-- VS --

PLAINTIFF(S)

COURT: BINGHAM

CASE NO: CR-16-4577

DILLON GRANT GIBSON

DEFENDANT(S)

PAPER(S) SERVED:
SUBPOENA

I, CRAIG ROWLAND, SHERIFF OF BINGHAM COUNTY, STATE THAT THE ABOVE DESCRIBED DOCUMENTS WERE DELIVERED TO ME FOR SERVICE ON THE 8TH DAY OF JULY 2016.

I HEREBY CERTIFY THAT, ON THE 16TH DAY OF JULY 2016, AT 5:42 O'CLOCK P.M., I, JORDYN NEBEKER, BEING DULY AUTHORIZED, SERVED THE ABOVE DESCRIBED DOCUMENTS IN THE ABOVE-ENTITLED MATTER UPON

***** KEVIN MARK LEAVITT *****

PERSONALLY AT: 890 PEARL DR BLACKFOOT ID 83221

WITHIN THE COUNTY OF BINGHAM, STATE OF IDAHO.

DATED THIS 18TH DAY OF AUGUST 2016.

CRAIG ROWLAND
SHERIFF

SHERIFF'S FEES: 0.00
TOTAL COLLECTED TO DATE: 0.00
AMOUNT UNCOLLECTED: 0.00

BY

JORDYN NEBEKER
SERVING OFFICER

BY

RICHARD OTTERSTROM
RETURNING OFFICER

CLEVE BYRD COLSON
501 N MAPLE
BLACKFOOT, ID 83221

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

RECEIVED
JUL 21 16 10:36P

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

SUBPOENA

(Preliminary Hearing)

TO: **KEVIN MARK LEAVITT**
890 Pearl Drive
Blackfoot, ID 83221

YOU ARE HEREBY COMMANDED TO appear before the Honorable James H. Barrett Jr.,
Magistrate Judge, at the Bingham County Courthouse, on **Thursday, July 21, 2016, Courtroom #1,**
at 11:00 a.m., as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE**
PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.

DATED this 7th day of July 2016.

CLEVE B. COLSON
Bingham County Prosecuting Attorney

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 North Maple, #302
Blackfoot, Idaho 83221-1700
Phone: (208) 782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

**REQUEST FOR DISCOVERY AND
REQUEST FOR NOTICE OF INTENT
TO RELY UPON DEFENSE OF ALIBI**

TO THE DEFENDANT:

Please take notice that the State of Idaho, pursuant to Rule 16 of the Idaho Criminal Rules and §19-519 of the Idaho Code, requests discovery and inspection of the following information, evidence and materials:

1. All books, papers, documents, photographs, tangible objects or copies (or portions thereof), which are within the possession, custody or control of the Defendant and which the Defendant intends to introduce into evidence at the trial.

2. Any results or reports of physical or mental examinations or of scientific tests or experiments made in connection with this case, or copies thereof, within the possession or control of the Defendant, which the Defendant intends to introduce in evidence at the trial, or which were prepared by a witness whom the Defendant intends to call at trial when the results or reports relate to testimony of that witness.

3. A list of the names and addresses of all witnesses the Defendant intends to call at trial.

MAGISTRATE DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

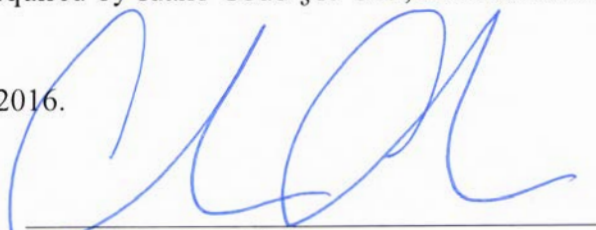
2016 AUG -4 AM 11:20

CASE #
PAMELA W. ECKHARDT CLERK
BY  DEPUTY

4. A written summary or report of any testimony that the defense intends to introduce pursuant to Rules 702, 703 or 705 of the Idaho Rules of Evidence at trial or hearing. The summary provided must describe the witness's opinions, the facts and data for those opinions and the witness's qualifications.

5. Notice of Defense of Alibi as required by Idaho Code §19-519, if the defense of alibi is being relied upon.

DATED this 3rd day of August 2016.



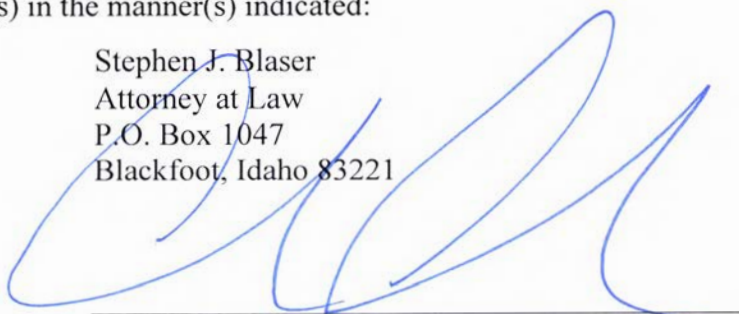
CLEVE B. COLSON
Bingham County Prosecuting Attorney

CERTIFICATE OF SERVICE

I certify that on the 3rd day of August 2016, I served a true and correct copy of the foregoing upon the following person(s) in the manner(s) indicated:

- ☐ Mail
- ☐ Fax
- ☐ Hand Delivered
- ☒ Designated Courthouse Box

Stephen J. Blaser
Attorney at Law
P.O. Box 1047
Blackfoot, Idaho 83221



CLEVE B. COLSON

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 North Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208) 782-3101

Attorney for the Plaintiff

MAGISTRATE DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

2016 AUG -4 AM 11:20

CASE #
PAMELA W. ECKHARDT CLERK
BY _____ DEPUTY

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM
MAGISTRATE DIVISION

STATE OF IDAHO,

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

COMMITMENT

Based upon the record of the Preliminary Hearing in this matter, the Court has found probable cause to believe that the following was committed by the Defendant:

COUNT I: VEHICULAR MANSLAUGHTER, a Felony, Idaho Code §18-4006(3)(b) (punishable by 15 YEARS AND/OR \$15,000.00)

COUNT II: LEAVING THE SCENE OF AN INJURY ACCIDENT, a Felony, Idaho Code §18-8007 (punishable by 5 YEARS AND/OR \$5,000.00)

COUNT III: ACCIDENT-FAIL TO GIVE IMMEDIATE NOTICE OF ACCIDENT, a Misdemeanor, Idaho Code §49-1305 (punishable by 6 MONTHS AND/OR \$1000.00)

COUNT IV: ACCIDENT-FAIL TO GIVE IMMEDIATE NOTICE OF ACCIDENT, a Misdemeanor, Idaho Code §49-1305 (punishable by 6 MONTHS AND/OR \$1000.00)

Committed as follows:

COUNT I

That the said Defendant, Dillon Grant Gibson, in the County of Bingham, State of Idaho, on or about the 14th day of June 2016, did unlawfully but without malice kill, William Kay Hong, a human being, by operating a motor vehicle, to-wit: a black 1999 Cadillac automobile, at 490 Lilac Street Blackfoot, Idaho, in the commission of a violation of Idaho Code section 18-8004, by driving his motor vehicle under the influence of alcohol and/or drugs, thereby striking the residence located at 490 Lilac Street, Blackfoot Idaho, which caused the death of William Kay Hong.

COUNT II

That the said Defendant, Dillon Grant Gibson, in the County of Bingham, State of Idaho, on or about the 14th day of June 2016, was the driver of a motor vehicle, to-wit: a 1999 Cadillac automobile involved in an accident at 490 Lilac Street, Blackfoot, Idaho, and willfully failed to stop, remain, give information and/or render aid, knowing and/or having reason to know that a person was injured and/or killed as a result of the accident.

COUNT III

That the said Defendant, Dillon Grant Gibson, in the County of Bingham, State of Idaho, on or about the 14th day of June 2016, failed to give immediate notice to a local police or law enforcement agency of an accident in which he was a driver and which resulted in injury to a person, death of a person and/or property damage in excess of One Thousand Five Hundred Dollars (\$1500.00) to a residence and/or property located at 885 Pearl Street Blackfoot, Idaho.

COUNT IV


That the said Defendant, Dillon Grant Gibson, in the County of Bingham, State of Idaho, on or about the 14th day of June 2016, failed to give immediate notice to a local police or law enforcement agency of an accident in which he was a driver and which resulted in injury to a person, death of a person and/or property damage in excess of One Thousand Five Hundred Dollars (\$1500.00) to a residence and/or property located at 500 Lilac Street Blackfoot, Idaho.

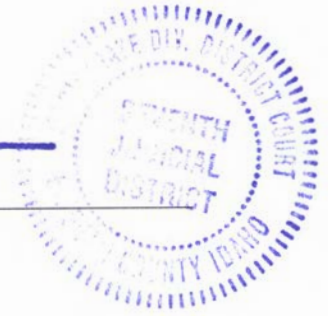
WHEREFORE, IT IS HEREBY ORDERED that the Defendant be bound over and held to answer to said charge(s) before the District Court of the Seventh Judicial District of the State of Idaho, in and for the County of Bingham.

IT IS HEREBY FURTHER ORDERED that the Defendant shall appear for the purpose of arraignment before the District Court on August 18, 2016 at the hour of 2:00 p.m.

Defendant was released on Bond.

DATED this 4 day of August 2016.


Magistrate



CERTIFICATE OF SERVICE

I certify that on the 4 day of August 2016, I served a true and correct copy of the foregoing upon the following person(s) in the manner(s) indicated:

<input type="checkbox"/> Mail	Cleve B. Colson
<input type="checkbox"/> Fax	Bingham County Prosecuting Attorney
<input type="checkbox"/> Hand Delivered	501 North Maple #302
<input checked="" type="checkbox"/> Designated Courthouse Box	Blackfoot, Idaho 83221-1700

<input type="checkbox"/> Mail	Stephen J. Blaser
<input type="checkbox"/> Fax	Attorney at Law
<input type="checkbox"/> Hand Delivered	P.O. Box 1047
<input checked="" type="checkbox"/> Designated Courthouse Box	Blackfoot, Idaho 83221

PAMELA W. ECKHARDT, CLERK


Deputy



2016 AUG -4 PM 3:34

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO,
Plaintiff,

-vs-

Dillon Gibson

Defendant.

Case No. CR-2004-4577
REQUEST TO OBTAIN APPROVAL
TO BROADCAST AND/OR
PHOTOGRAPH A COURT
PROCEEDING

[] I hereby request approval to:

☒ video record ☐ broadcast ☒ photograph the following court proceedings:

Case No: CR-2016-4577

Date: 8-18-2016

Time: 1:30 p.m.

Location: Bingham County Courthouse

Presiding Judge: Bruce Pickett

I have read Rule 45 of the Idaho Court Administrative Rules permitting cameras in the courtroom, and will comply in all respects with the rule and Order of the Court, and will make certain that all other persons from my organization participating in video or audio recording or broadcasting or photographing of the court proceedings have read Rule 45 of the Idaho Court Administrative Rules and will comply in all respects with the provisions of that rule.

DATED this 4th day of Aug. 2016.

Leslie Mielke
Signature

Leslie Mielke
Printed Name

Morning News
Representing

34 N. Ash, Blackfoot
Address

785-1100 / 785-4239 (fax)
Phone / Fax

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 North Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208) 782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO,

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

**PROSECUTING ATTORNEY'S
INFORMATION**

The Defendant Dillon Grant Gibson is accused by the Prosecuting Attorney of Bingham County, Idaho, by this Information of the following:

COUNT I: VEHICULAR MANSLAUGHTER, a Felony, Idaho Code §18-4006(3)(b) (punishable by 15 YEARS AND/OR \$15,000.00)

COUNT II: LEAVING THE SCENE OF AN INJURY ACCIDENT, a Felony, Idaho Code §18-8007 (punishable by 5 YEARS AND/OR \$5,000.00)

COUNT III: ACCIDENT-FAIL TO GIVE IMMEDIATE NOTICE OF ACCIDENT, a Misdemeanor, Idaho Code §49-1305 (punishable by 6 MONTHS AND/OR \$1000.00)

COUNT IV: ACCIDENT-FAIL TO GIVE IMMEDIATE NOTICE OF ACCIDENT, a Misdemeanor, Idaho Code §49-1305 (punishable by 6 MONTHS AND/OR \$1000.00)

Committed as follows:

COUNT I

That the said Defendant, Dillon Grant Gibson, in the County of Bingham, State of Idaho, on or about the 14th day of June 2016, did unlawfully but

without malice kill, William Kay Hong, a human being, by operating a motor vehicle, to-wit: a black 1999 Cadillac automobile, at 490 Lilac Street Blackfoot, Idaho, in the commission of a violation of Idaho Code section 18-8004, by driving his motor vehicle under the influence of alcohol and/or drugs, thereby striking the residence located at 490 Lilac Street, Blackfoot Idaho, which caused the death of William Kay Hong.

COUNT II

That the said Defendant, Dillon Grant Gibson, in the County of Bingham, State of Idaho, on or about the 14th day of June 2016, was the driver of a motor vehicle, to-wit: a 1999 Cadillac automobile involved in an accident at 490 Lilac Street, Blackfoot, Idaho, and willfully failed to stop, remain, give information and/or render aid, knowing and/or having reason to know that a person was injured and/or killed as a result of the accident.

COUNT III

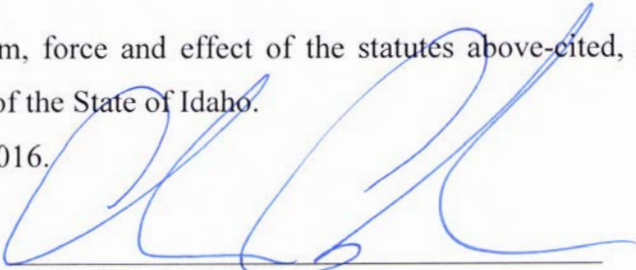
That the said Defendant, Dillon Grant Gibson, in the County of Bingham, State of Idaho, on or about the 14th day of June 2016, failed to give immediate notice to a local police or law enforcement agency of an accident in which he was a driver and which resulted in injury to a person, death of a person and/or property damage in excess of One Thousand Five Hundred Dollars (\$1500.00) to a residence and/or property located at 885 Pearl Street Blackfoot, Idaho.

COUNT IV

That the said Defendant, Dillon Grant Gibson, in the County of Bingham, State of Idaho, on or about the 14th day of June 2016, failed to give immediate notice to a local police or law enforcement agency of an accident in which he was a driver and which resulted in injury to a person, death of a person and/or property damage in excess of One Thousand Five Hundred Dollars (\$1500.00) to a residence and/or property located at 500 Lilac Street Blackfoot, Idaho.

All of which is contrary to the form, force and effect of the statutes above-cited, and against the peace and dignity of the People of the State of Idaho.

DATED this 3rd day of August 2016.

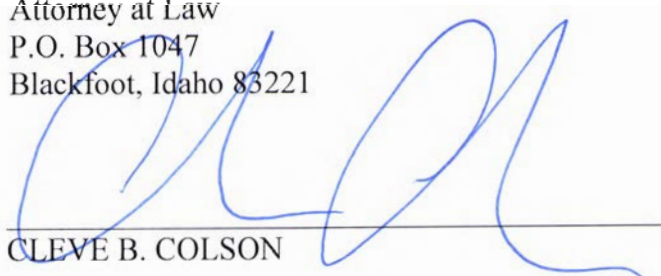

CLEVE B. COLSON
Prosecuting Attorney

CERTIFICATE OF SERVICE

I certify that on the 3rd day of August 2016, I served a true and correct copy of the foregoing upon the following person(s) in the manner(s) indicated:

- ☐ Mail
- ☐ Fax
- ☐ Hand Delivered
- ☒ Designated Courthouse Box

Stephen J. Blaser
Attorney at Law
P.O. Box 1047
Blackfoot, Idaho 83221



CLEVE B. COLSON

2016 AUG -8 PM 2: 07

Seventh Judicial District Court, State of Idaho
In and For the County of Bingham
501 N. Maple #402
Blackfoot, Idaho 83221-1700

CLERK
DEPUTY
BY: *[Signature]*

STATE OF IDAHO,

Plaintiff.

vs.

DILLON G GIBSON
825 Airport Rd
Blackfoot, ID 83221

Defendant.

Case No: CR-2016-4577

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the above-entitled case is hereby set for:

Arraignment
Thursday, August 18, 2016
02:30 PM
Judge: Bruce L. Pickett
Courtroom: District

I hereby certify that the foregoing is a true and correct copy of this Notice of Hearing entered by the Court and on file in this office. I further certify that copies of this Notice were served as follows on this date Monday, August 08, 2016.

Defendant: Dillon G Gibson

☒ U.S. Mail ☐ Courthouse Box - Jail ☐ Hand delivered ☐ Email

Stephen J. Blaser
P O Box 1047
Blackfoot ID 83221

☐ U.S. Mail ☒ Courthouse Box ☐ Hand delivered ☐ Email

Prosecutor:
Cleve B. Colson
501 N. Maple #302
Blackfoot ID 83221

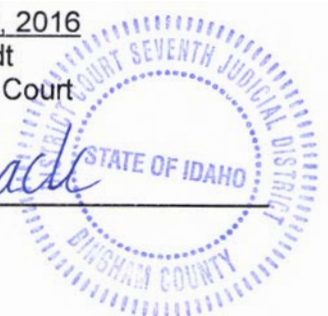
☐ U.S. Mail ☒ Courthouse Box ☐ Hand delivered ☐ Email

Dated: Monday, August 08, 2016

Pamela W. Eckhardt
Clerk of the District Court

By: *[Signature]*

Deputy Clerk



2016 AUG -8 PM 2:07

Seventh Judicial District Court, State of Idaho
In and For the County of Bingham
501 N Maple #310
Blackfoot, Idaho 83221-1700

FILED BY *BC* CLERK DEPUTY

STATE OF IDAHO,
Plaintiff.

vs.

DILLON G GIBSON
825 Airport Rd
Blackfoot, ID 83221

Defendant.

NOTICE OF ALTERNATE JUDGES

CASE NO.: CR-2016-4577

NOTICE IS HEREBY GIVEN that the above-entitled case is assigned to Bruce L. Pickett

Notice is hereby given that the presiding judge assigned to this case intends to utilize the provisions of I.C.R. 25(a)(6). Notice is also given that if there are multiple defendants, any Disqualification pursuant to I.C.R. 25(a)(1) is subject to a prior determination under I.C.R. 25(a)(3). The panel of alternate judges consists of the following judges who have otherwise not been disqualified in this action:

Jon J. Shindurling, Joel E. Tingey, Dane H. Watkins, Jr., Gregory W. Moeller, Alan C. Stephens, Gregory S. Anderson, Richard T. St. Clair, Darren B. Simpson, Peter D. McDermott, and William H. Woodland.

I hereby certify that the foregoing is a true and correct copy of this Notice of Alternate Judges entered by the Court and on file in this office. I further certify that copies of this Notice were served as follows on this date Monday, August 08, 2016.

Stephen J. Blaser
P O Box 1047
Blackfoot ID 83221

☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ email

Prosecutor:
Cleve B. Colson

☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ email

Dated: Monday, August 08, 2016

Pamela W. Eckhardt,
Clerk of the District Court

By:

Pamela W. Eckhardt
Deputy Clerk



2016 AUG 10 AM 9:59

ORDER

FILED BY DC DEPUTY

The Court, having considered the request under the Rule permitting cameras in the trial courtrooms, hereby orders that permission to broadcast and/or photograph the foregoing hearing is:

☒ Granted; under the following restrictions:

☐ Denied.

DATED this 9th day of August 2016.



District Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 10th day of August 2016, I served a true copy of the foregoing document to the person(s) listed below in the manner indicated:

BINGHAM COUNTY
PROSECUTOR'S OFFICE
501 N. MAPLE, #302
BLACKFOOT, ID 83221-1700

☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ E-mail

STEPHEN J. BLASER, ESQ.
BLASER OLESON & LLOYD, CHTD.
PO BOX 1047
BLACKFOOT, ID 83221

☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ E-mail

MORNING NEWS
34 N. ASH STREET
BLACKFOOT, ID 83221
FAX NUMBER – 785-4239

☐ U.S. Mail ☐ Courthouse Box ☒ Facsimile ☐ E-mail

PAMELA W. ECKHARDT,
Clerk of the Court

Brandee Cammack
Deputy Clerk



2016 AUG 11 PM 2:09

IN THE DISTRICT COURT OF THE 7TH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

CASE
FILED
BY  CLERK
DEPUTY

State of Idaho
PLAINTIFF(S)

) REQUEST TO OBTAIN APPROVAL TO
) VIDEO/AUDIO RECORD, BROADCAST OR
) PHOTOGRAPH A COURT PROCEEDING

V.
Dillon G. Gibson
DEFENDANT(S)

I hereby request approval to:

☒ video/audio record ☐ broadcast ☐ photograph the following court proceeding:

Case No.: CR-2016 4577

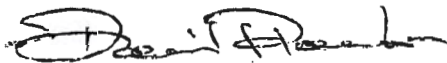
Date: 8-18-16

Time: 2:30 p.m.

Location: Bingham

Presiding Judge: Bruce Pickett

I have read Rule 45 of the Idaho Court Administrative Rules permitting cameras in the courtroom, and will comply in all respects with the provisions of that rule, and will also make certain that all other persons from my organization participating in video or audio recording or broadcasting or photographing of the court proceedings have read Rule 45 of the Idaho Court Administrative Rules and will comply in all respects with the provisions of that rule.



Name: David Plourde

News Organization Represented: for KIFI / KIDK / KXPI

Phone Number: 528-2158

Fax Number: 529-2443

Date: 8-11-16

ORDER

THE COURT, having considered the above Request for Approval under Rule 45 of the Idaho Court Administrative Rules, hereby orders that permission to video/audio record the above hearing is:

☒ GRANTED under the following restrictions in addition to those set forth in Rule 45 of the Idaho Court Administrative Rules:

☐ DENIED.

THE COURT, having considered the above Request for Approval under Rule 45 of the Idaho Court Administrative Rules, hereby orders that permission to broadcast the above hearing is:

☐ GRANTED under the following restrictions in addition to those set forth in Rule 45 of the Idaho Court Administrative Rules:

☐ DENIED.

THE COURT, having considered the above Request for Approval under Rule 45 of the Idaho Court Administrative Rules, hereby orders that permission to photograph the above hearing is:

☐ GRANTED under the following restrictions in addition to those set forth in Rule 45 of the Idaho Court Administrative Rules:

☐ DENIED.

All images and audio recordings captured in the courtroom, whether before, during or after the actual court proceedings, by any pool photographer or video and broadcast camera operator shall be shared with other media organizations as required by Rule 45 of the Idaho Court Administrative Rules.

DATED this 11th day of August 2016

Justice/Judge 

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 12th day of August 2016, I served a true copy of the foregoing document to the person(s) listed below in the manner indicated:

BINGHAM COUNTY
PROSECUTOR'S OFFICE
501 N. MAPLE, #302
BLACKFOOT, ID 83221-1700

☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ E-mail

STEPHEN J. BLASER, ESQ.
BLASER, OLESON & LLOYD CHTD
PO BOX 1047
BLACKFOOT, ID 83221

☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ E-mail

DAVE PLOURDE
ASSIGNMENT EDITOR
KIFI NEWS GROUP
Email – david.plourde@npgco.com

☐ U.S. Mail ☐ Courthouse Box ☐ Facsimile ☒ E-mail

PAMELA W. ECKHARDT,
Clerk of the Court

Brandee Cammick
Deputy Clerk



2016 AUG 18 PM 4:01

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

Dillon G Gibson

Defendant

Case No.: CR-2016-0004577

ACKNOWLEDGEMENT OF
UNDERSTANDING OF RIGHTS
ON ARRAIGNMENT

Date of Birth: [REDACTED] Age: 30 SSN: [REDACTED]

If address has changed, please write in new address.

825 Airport Rd

Phone

(208) 680-8753

Blackfoot, ID 83221

How far did you go in school: 2 yrs CollegeList each state (other than Idaho) where you have lived: Idaho

I, Dillon G Gibson, hereby acknowledge and confirm the following:

1. I have reviewed with my attorney a copy of the Information that has been filed against me and I understand the nature of the charges that are stated in the Information.
2. Before my arraignment in the District Court I viewed the video presentation which explained the various plea options that are available to me and my Constitutional Rights.
3. I understood the various plea options that were explained in the video presentation; I also understand my Constitutional rights and the consequences of exercising each of my plea options.
4. I have had adequate time and opportunity to talk to my attorney before my arraignment and he has advised me concerning the arraignment and answered all of my questions to my satisfaction.

DATED THIS 18 DAY OF Thursday, 2016

[Signature]
Defendant's Attorney

[Signature]
Defendant

Seventh Judicial District Court, State of Idaho
In and For the County of Bingham
501 N. Maple #402
Blackfoot, Idaho 83221-1700

DISTRICT COURT

2016 AUG 22 PM 3:39

STATE OF IDAHO,

Plaintiff.

vs.

DILLON G GIBSON
825 Airport Rd
Blackfoot, ID 83221

Defendant.

Case No: CR-2016-4577

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the above-entitled case is hereby set for:

Pretrial

Tuesday, October 25, 2016

02:00 PM

Judge: Bruce L. Pickett

Courtroom: District

Jury Trial (five days)

Monday, November 14, 2016

09:00 AM

Judge: Bruce L. Pickett

Courtroom: District

I hereby certify that the foregoing is a true and correct copy of this Notice of Hearing entered by the Court and on file in this office. I further certify that copies of this Notice were served as follows on this date Monday, August 22, 2016.

Defendant: Dillon G Gibson

☒ U.S. Mail

☐ Courthouse Box - Jail

☐ Hand delivered

☐ Email

Stephen J. Blaser
P O Box 1047
Blackfoot ID 83221

☐ U.S. Mail

☒ Courthouse Box

☐ Hand delivered

☐ Email

Prosecutor:
Cleve B. Colson
501 N. Maple #302
Blackfoot ID 83221

☐ U.S. Mail

☒ Courthouse Box

☐ Hand delivered

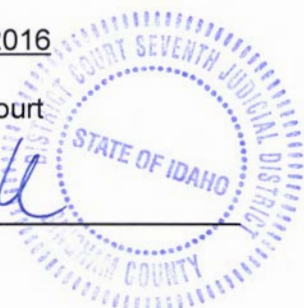
☐ Email

Dated: Monday, August 22, 2016

Pamela W. Eckhardt
Clerk of the District Court

By: *Pamela Eckhardt*

Deputy Clerk



DISTRICT COURT
OF IDAHO

2016 AUG 23 PM 3:30

CASE
FILED
BY  DEPUTY CLERK

**IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM**

STATE OF IDAHO,

Plaintiff,

-vs-

DILLON GRANT GIBSON

DOB: 

SSN: 

Defendant.

Case No. CR-2016-4577

**MINUTE ENTRY /
ARRAIGNMENT**

On August 18, 2016, this matter came before the Honorable Bruce L. Pickett, District Judge, sitting in open court in Blackfoot, Idaho.

Court Reporter Mary Fox and Court Clerk Brandee Cammack were present.

Bingham County Chief Deputy Prosecuting Attorney N. Paul Rogers appeared. The defendant appeared with Attorney Stephen Blaser for arraignment.

When asked by the Court, the defendant indicated that the name as shown in the Prosecuting Attorney's Information filed August 5, 2016, was true and correct

The Court informed the defendant of the charges in the Prosecuting Attorney's Information, and the possible penalties for each charge. The defendant acknowledged the following charges:

Count 1 – Vehicular Manslaughter, felony, a violation of I.C. §18-4006(3)(b), committed on or about June 14, 2016, and punishable by a commitment to the Idaho Penitentiary for a maximum of 15 years and/or a fine of \$15,000.00.

Count 2 – Leaving The Scene of an Injury Accident, felony, a violation of I.C. §18-8007, committed on or about June 14, 2016, and punishable by a commitment to the Idaho Penitentiary for a maximum of five (5) years and/or a fine of \$5,000.00.

Count 3 – Accident-Fail to Give Immediate Notice of Accident, misdemeanor, a violation of I.C. §49-1305, committed on or about June 14, 2016, and punishable by a term of local incarceration for up to a maximum of six (6) months and/or a fine of \$1,000.00.

Count 4 – Accident-Fail to Give Immediate Notice of Accident, misdemeanor, a violation of I.C. §49-1305, committed on or about June 14, 2016, and punishable by a term of local incarceration for up to a maximum of six (6) months and/or a fine of \$1,000.00.

The defendant further acknowledged receipt of a copy of the Prosecuting Attorney's Information and an understanding of the nature of the charge. The defendant waived the reading of the Prosecuting Attorney's Information.

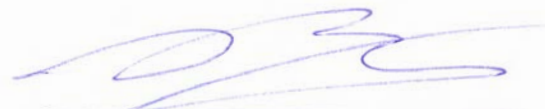
Prior to court convening, the defendant viewed a video presentation explaining the arraignment procedure, the defendant's constitutional rights, and the rights under the law. In court the defendant acknowledged understanding of the rights as explained. The defendant and counsel signed the Acknowledgement of Understanding of Rights on Arraignment.

The defendant then entered plea of not guilty to the charge set forth in the Prosecuting Attorney's Information on file in this case.

A five (5) day Jury Trial date was set for November 14, 2016, at 9:00 a.m., with a Pre-trial Conference to be held on October 25, 2016, at 2:00 p.m.

The defendant was continued released on own recognizance status and shall continue to report to Pretrial Services and be subject to testing for the use of alcohol and/or drugs.

Court was thus adjourned.



Bruce L. Pickett
District Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 24th day of August 2016, I served a true copy of the foregoing document to the person(s) listed below in the manner indicated:

Prosecutor's Office

☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ E-Mail

Stephen Blaser, Esq.

☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ E-Mail

Pamela W. Eckhardt,
Clerk of the District Court

P. Cammad
Deputy Clerk



IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF Bingham

2016 SEP 21 AM 11:04

PLAINTIFF(S)

V.

Dillon Gibson
DEFENDANT(S)

CR-2016-4577

REQUEST TO OBTAIN
APPROVAL TO VIDEO
RECORD, BROADCAST OR
PHOTOGRAPH A COURT
PROCEEDING

I hereby request approval to:

☒ video record ☐ broadcast ☐ photograph the following court proceeding:Case No.: CR-2016-0004577Date: November 14, 2016Time: 9amLocation: Bingham Co. CourthousePresiding Judge: Bruce L. Pickett

I have read Rule 45 of the Idaho Court Administrative Rules permitting cameras in the courtroom, and will comply in all respects with the provisions of that rule, and will also make certain that all other persons from my organization participating in video or audio recording or broadcasting or photographing of the court proceedings have read Rule 45 of the Idaho Court Administrative Rules and will comply in all respects with the provisions of that rule.

Magdala Louissaint

Print Name

Signature

KRWI-TV
News Organization Represented(208) 406-1626
Phone Number9/21/16
DateREQUEST TO OBTAIN APPROVAL TO VIDEO RECORD,
BROADCAST, OR PHOTOGRAPH A COURT PROCEEDING 3/30/09

ORDER

2016 OCT 20 PM 3:18

THE COURT, having considered the above Request for Approval under Rule 45 of the Idaho Court Administrative Rules, hereby orders that permission to **video record** the above hearing is:

BY BO DEPUTY

☒ GRANTED under the following restrictions in addition to those set forth in Rule 45 of the Idaho Court Administrative Rules:

☐ DENIED.

THE COURT, having considered the above Request for Approval under Rule 45 of the Idaho Court Administrative Rules, hereby orders that permission to **broadcast** the above hearing is:

☐ GRANTED under the following restrictions in addition to those set forth in Rule 45 of the Idaho Court Administrative Rules:

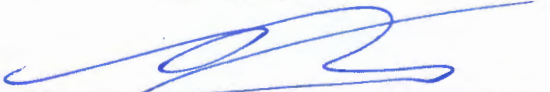
☐ DENIED.

THE COURT, having considered the above Request for Approval under Rule 45 of the Idaho Court Administrative Rules, hereby orders that permission to **photograph** the above hearing is:

☐ GRANTED under the following restrictions in addition to those set forth in Rule 45 of the Idaho Court Administrative Rules:

☐ DENIED.

DATED this 20th day of Oct, 2016



District/Magistrate Judge

REQUEST TO OBTAIN APPROVAL TO VIDEO RECORD,
BROADCAST, OR PHOTOGRAPH A COURT PROCEEDING 3/30/09

2016 OCT 20 PM 2:33

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO,

Plaintiff,

-vs-

Dillon Gibson

Defendant.

Case No. CR-200He-4577
REQUEST TO OBTAIN APPROVAL
TO BROADCAST AND/OR
PHOTOGRAPH A COURT
PROCEEDING

☐ I hereby request approval to:

☐ video record ☐ broadcast ☒ photograph the following court proceedings:

Case No: CR-2016-4577

Date: October 25, 2016

Time: 2 p.m.

Location: Bingham County Courthouse

Presiding Judge: Bruce Pickett

I have read Rule 45 of the Idaho Court Administrative Rules permitting cameras in the courtroom, and will comply in all respects with the rule and Order of the Court, and will make certain that all other persons from my organization participating in video or audio recording or broadcasting or photographing of the court proceedings have read Rule 45 of the Idaho Court Administrative Rules and will comply in all respects with the provisions of that rule.

DATED this 20th day of October 2016.

Leslie Mielke
Signature

Leslie Mielke
Printed Name

Morning News
Representing

34 N. Ash, Blackfoot, Idaho
Address

(208) 785-1100 / 785-4239
Phone / Fax

2016 OCT 20 PM 3:18


ORDER

The Court, having considered the request under the Rule permitting cameras in the trial courtrooms, hereby orders that permission to broadcast and/or photograph the foregoing hearing is:

☒ Granted; under the following restrictions:

☐ Denied.

DATED this 20th day of Oct 2016.



District Judge

2016 OCT 25 PM 3:56

BC


GUILTY PLEA ADVISORY FORM

**IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF BINGHAM**

(Please read each question carefully and use blue or black ink to fill out the form)

STATE OF IDAHO vs. Dillon Gibson Case No. CR 2016-4577

True Legal Name: Dillon Gibson Age: 31

Address: 825 Airport Rd DOB: 
Blackfoot ID

Charge(s) Pleading Guilty To:

Maximum Possible Penalty:

Voluntary Manslaughter 15 yrs / \$5,000

**STATEMENT OF RIGHTS & EXPLANATION OF WAIVERS BY PLEA OF GUILTY
(PLEASE INITIAL EACH RESPONSE)**

1. You have the right to remain silent. You do not have to say anything about the crime(s) you are accused of committing. If you elected to have a trial, the state could not call you as a witness or ask you any questions. However, anything you do say can be used as evidence against you in court.

I understand that by pleading guilty I am waiving or giving up my right to remain silent before and during trial. BC (Initial).

Defendant's Initial BC

GUILTY PLEA QUESTIONNAIRE

PAGE 1 OF 9

2. The waiver of your right to remain silent only applies to your plea of guilty to the crime(s) in this case. Even after pleading guilty, you will still have the right to refuse to answer any question or to provide any information that might tend to show you committed some other crime(s). You can also refuse to answer or provide any information that might tend to increase the punishment for the crime(s) to which you are pleading guilty.

I understand that by pleading guilty to the crime(s) in this case, I still have the right to remain silent with respect to any other crime(s) and with respect to answering questions or providing information that may increase my sentence. JS (Initial).

3. You have the right to be represented by an attorney. If you want an attorney and cannot pay for one, you can ask the judge for an attorney who will be paid by the county.

I understand that I have a right to counsel and that I can apply for court appointed counsel at county expense. JS (Initial).

4. You are presumed to be innocent. You would be found guilty if: 1) you plead guilty in front of the judge, or 2) you are found guilty at a jury trial.

I understand that by pleading guilty I am waiving or giving up my right to be presumed innocent. JS (Initial).

5. You have the right to a speedy and public jury trial. A jury trial is a court hearing to determine whether you are guilty or not guilty of the charge(s) brought against you. In a jury trial, you have the right to present evidence in your defense and to testify in your own defense. The state must convince each and every one of the jurors of your guilt beyond a reasonable doubt.

I understand that by pleading guilty I am waiving or giving up my right to a speedy and public jury trial. JS (Initial).

6. You have the right to confront the witnesses against you. This occurs during a jury trial where the state must prove its case by calling witnesses to testify under oath in front of you, the jury, and your attorney. Your attorney could then cross-examine (question) each witness. You could also call your own witnesses of your choosing to testify concerning your guilt or innocence. If you do not have the funds to bring those witnesses to court, the state will pay the cost of bringing your witnesses to court.

I understand that by pleading guilty I am waiving or giving up my right to confront the witnesses against me, and to present witnesses and evidence in my defense. JS (Initial).

7. I understand that by pleading guilty I am waiving or giving up any and all rights I have as a defendant in a criminal case, under the Constitution of the United States and the Constitution of the State of Idaho, whether listed in this form or not. JS (Initial).

Defendant's Initial JS

QUESTIONS REGARDING PLEA

Please answer every question. If you do not understand a question consult your attorney before answering.

PLEASE CIRCLE ONE

1. Do you read and write the English language?

YES NO

If NO, have you been provided with an interpreter to help you fill out this form?

YES NO

2. What was the highest grade in school that you completed? 12th

a) If you did not complete high school, have you received either a general education diploma (GED) or high school equivalency (HSE) diploma?

YES NO

3. Have you ever been diagnosed with and/or counseled or treated for a mental illness, disease or disorder?

YES NO

a) If so, what was the diagnosis and when was it made? _____

b) Are you currently under the care of a mental health professional?

YES NO

c) Are you currently taking medication for mental health issues?

YES NO

d) If so, what is the medication you are currently taking? _____

4. In the 24 hours prior to filling out this questionnaire, have you taken any medications, whether prescribed or not, drugs, or alcoholic beverages?

YES NO

a) If YES, what have you taken? hydroxyzine, & Propanolol

b) Because of any medications, drugs or alcohol you have taken that are listed above, are you UNABLE to understand the questions in this questionnaire and/or correctly answer them?

YES NO

c) Are you currently addicted to any drug, including alcohol?

YES NO

5. Is there any reason that you would be unable to make an informed and voluntary decision to plead guilty in this case?

YES NO

a) If Yes, what is the reason you cannot make an informed and voluntary decision to plead guilty? _____

Defendant's Initial

SG

6. Is your guilty plea the result of a plea agreement?

YES NO

a) If YES, what do you understand the terms of the plea agreement to be? (If there is a written plea agreement, attach the agreement to this form).

- ☐ State will amend the charges to: _____
☒ State will dismiss: All other charges
☐ State will recommend probation ☐ State will concur in the Presentence recommendation
☐ State will ☐ recommend ☐ not oppose a withheld judgment
☐ State will recommend a specific sentence of _____
☐ State will remain silent at sentencing

- ☐ I agree to pay restitution in the amount of \$ _____
☒ I agree to pay restitution in an amount to be determined by the Court.
☐ I agree to plead guilty to vehicular manslaughter
☐ Other terms and conditions: _____

b) Is this a North Carolina v. Alford plea?

YES NO

7. There are two types of plea agreements. Please **initial the one** paragraph below which describes the type of plea agreement you are entering into:

a) I understand that my plea agreement is a **binding** plea agreement. This means that if the district court does not impose the specific sentence as recommended by both parties, I will be allowed to withdraw my plea of guilty and proceed to a jury trial. JS (Initial).

b) I understand that my plea agreement is a **non-binding** plea agreement. This means that the court is not bound by the agreement or any sentencing recommendations, and may impose any sentence authorized by law, including the maximum sentence stated above, which can be imposed without the possibility of probation and/or parole. Because the court is not bound by the agreement, if the district court chooses not to follow the agreement, I will not have the right to withdraw my guilty plea. JS (Initial).

8. Has your attorney or anyone else forced or coerced you in any way into accepting this plea agreement?

YES NO

9. Are you pleading guilty to more than one crime?

YES NO

a) If YES, do you understand that your sentences for the crimes could be served either concurrently (at the same time) or consecutively (one after the other)?

YES NO

Defendant's Initial JS

10. Is this a conditional guilty plea, meaning you are reserving your right to appeal any pre-trial issues or decisions?

YES NO

a) If YES, what issue are you reserving the right to appeal? _____

11. Have you waived or given up your right to appeal your judgment of conviction?

YES NO

12. Have you waived your right to appeal your sentence as part of your plea agreement?

YES NO

13. Has anyone (including any law enforcement officer) threatened you or done anything to make you enter this plea against your will?

YES NO

a) If YES, who made such a threat and how was it made? _____

14. Has any person promised you that you will receive any special sentence, reward, favorable treatment, or leniency with regard to the plea you are about to enter?

YES NO

a) If YES, what are those promises and who made them? _____

15. Have you been represented by an attorney at all stages of these proceedings? YES NO

a) Have you had sufficient time to discuss your case with your attorney? YES NO

b) Have you told your attorney everything you know about the crime, including any witnesses you know that would show your innocence? YES NO

c) Have you fully discussed all the facts and circumstances surrounding the case with your attorney? YES NO

d) Has your attorney discussed with you the nature of the charges against you, the elements of the crime you have been charged with, any evidence provided by the prosecutor in your case, any possible defenses you may have to the charges, and the consequences of pleading guilty? YES NO

e) Your attorney can get various items from the prosecutor relating to your case. This may include police reports, witness statements, tape recordings, photographs, reports of scientific testing, etc. This is called discovery. Have you reviewed the evidence provided to your attorney during discovery? YES NO

f) Has your attorney discussed with you your Constitutional and Civil rights? YES NO

g) Are you fully satisfied with the representation of your attorney? YES NO

Defendant's Initial

GUILTY PLEA QUESTIONNAIRE

PAGE 5 OF 9

h) Have you had adequate access to your attorney's assistance in filling out this form?

YES NO

i) Is there anything you requested your attorney to do that has not been done, including filing any motions or other requests in this case?

YES NO

If YES, please explain. _____

16. Do you understand that by pleading guilty you will waive or give up any defenses, both factual and legal, that you believe you may have in this case?

YES NO

17. Do you claim any violation of your Constitutional or Civil rights?

YES NO

a) If YES, what rights do you claim have been violated? _____

18. Do you understand that if you enter an unconditional guilty plea in this case you will not be able to challenge any rulings that came before the guilty plea including: 1) any searches or seizures that occurred in your case, 2) any issues concerning the method or manner of your arrest, and 3) any issues about any statements you may have made to law enforcement?

YES NO

19. Do you understand that when you plead guilty, you are admitting the truth of each and every allegation contained in the charge(s) to which you plead guilty?

YES NO

20. Are you currently on probation or parole?

YES NO

a) If so, do you understand that a plea of guilty in this case could be the basis of a violation of that probation or parole?

YES NO

21. Are you aware that if you are not a citizen of the United States, the entry of a plea or making of factual admissions could have consequences of deportation or removal, loss of permanent legal status, inability to obtain legal status in the United States, or denial of an application for United States citizenship?

YES NO

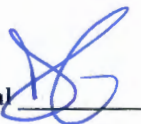
a) Are you a citizen of the United States?

YES NO

b) If you are not a citizen of the United States, has your attorney discussed with you that your guilty plea in this case may result in your deportation? (*Padilla v. Kentucky*, 130 S.Ct. 1473 (2010)).

YES NO

Defendant's Initial



GUILTY PLEA QUESTIONNAIRE

PAGE 6 OF 9

22. Does the crime to which you are pleading guilty to require you to register as a sex offender? (I.C. § 18-8304).

YES ☒ NO

a) If you answered YES to question 20, has your attorney advised you that if the Court orders a psychosexual evaluation for purposes of sentencing, you have a right to not answer questions in that evaluation? (*Estrada v. State*, 143 Idaho 558, 149 P.3d 833).

YES NO

23. Are you aware that if you plead guilty you may be required to pay restitution to the victims in this case? (I.C. § 19-5304).

☒ YES NO

a) Have you agreed to pay restitution to any other party as a condition of your plea agreement?

YES ☒ NO

1) If YES, how much must you pay and to whom? _____

24. If the amount of restitution has not been agreed upon, do you understand that you cannot withdraw your guilty plea even if the restitution amount is determined to be higher than you thought it might be or should be?

☒ YES NO

25. Are you pleading guilty to a crime for which you may be required to pay the **costs of prosecution and investigation**? (I.C. § 37-2732(k)), (I.C.R. 33(d)(2)).

YES ☒ NO

26. Is there a mandatory driver's license suspension as a result of a guilty plea in this case?

☒ YES NO

a) If YES, for how long must your license be suspended? _____.

27. Are you pleading guilty to a crime for which a mandatory domestic violence, substance abuse, or psychosexual evaluation is required? (I.C. §§ 18-918(7)(a), 18-8005(11), 18-8316).

YES ☒ NO

28. Do you understand that by pleading guilty to a felony, you run the risk that if you have new felony charges in the future, you could be charged as a persistent violator?

☒ YES NO

a) Do you understand that if you are convicted as a persistent violator, the sentence in the new case could be life imprisonment?

☒ YES NO

29. Do you understand that by pleading guilty to a felony crime you will be required to submit a DNA sample and a right thumbprint impression to the state? (I.C. § 19-5506).

☒ YES NO

Defendant's Initial 

GUILTY PLEA QUESTIONNAIRE

PAGE 7 OF 9

30. Are you pleading guilty to a crime for which the court could impose a fine for a crime of violence of up to \$5,000, payable to the victim of the crime? (I.C. § 19-5307).

YES NO

31. Do you understand that if you plead guilty to a felony, during the period of your sentence, you will lose the following rights:

a) Your right to vote in Idaho? (ID. CONST. art. 6, § 3).

YES NO

b) Your right to hold public office in Idaho? (ID. CONST. art. 6, § 3).

YES NO

c) Your right to perform jury service in Idaho? (ID. CONST. art. 6, § 3).

YES NO

d) Your right to purchase, possess, or carry firearms? (I.C. § 18-310) .

YES NO

32. Do you understand that no one, including your attorney, can force you to plead guilty in this case?

YES NO

a) Is anyone forcing you to plead guilty

YES NO

33. Are you entering your plea freely and voluntarily?

YES NO

34. Are you pleading guilty because you did commit the acts alleged in the information or indictment?

YES NO

35. If you were provided with an interpreter to help you fill out this form, have you had any trouble understanding your interpreter?

YES NO

36. Have you had any trouble answering any of the questions in this form which you could not resolve by discussing the issue with your attorney?

YES NO

37. Were you able to ask your attorney any questions you had about any questions in this form that you did not understand?

YES NO

38. Have you had adequate time to fill out this form?

YES NO

Defendant's Initial

GUILTY PLEA QUESTIONNAIRE

PAGE 8 OF 9

39. Do you understand that if the Court accepts your guilty plea(s) that you may not be able to withdraw your plea(s) at a later date?

YES NO

I have answered the questions on pages 1-9 of this Guilty Plea Advisory form truthfully, correctly, and of my own free will. I understand all of the questions and answers herein, have discussed each question and answer with my attorney, and have completed this form freely and voluntarily. Furthermore, no one has threatened me to do so.

Dated this 25 day of Tuesday, 2016.

[Signature]
DEFENDANT

I hereby acknowledge that I have discussed, in detail, the foregoing questions and answers with my client.

[Signature]
DEFENDANT'S ATTORNEY

Defendant's Initial [Signature]

GUILTY PLEA QUESTIONNAIRE

PAGE 9 OF 9

____ RESET (Clerk, check if applicable)

ORIGINAL OF THIS DOCUMENT TO IDOC

Assigned to: _____
Assigned: _____ Due Date: _____

**SEVENTH JUDICIAL DISTRICT COURT, STATE OF IDAHO
IN AND FOR BINGHAM COUNTY**

STATE OF IDAHO,
Plaintiff,

vs.

DILLON G GIBSON
825 Airport Rd
Blackfoot, ID 83221
Defendant.

DOB: _____

Telephone: (208) 680-8753

) Case No: CR-2016-4577

) **ORDER FOR PRESENTENCE REPORT**

) **Charge(s):** Manslaughter-Vehicular I18-4006(3)(b)

On this Tuesday, October 25, 2016, a **Pre-Sentence Investigation Report** was ordered by the Honorable Bruce L. Pickett to be completed for court appearance on **Tuesday, January 10, 2017 at: 02:00 PM.**

Report is due to the Court FOURTEEN (14) days before the above noted date.

☐ Behavioral Health Assessments waived by the Court

☒ Waiver under IC 19-2524 2 (e) allowing assessment and treatment services by the same person or facility.

Other non- § 19-2524 evaluations/examinations ordered for use with the PSI:

☐ Sex Offender ☐ Domestic Violence ☐ Other _____

Evaluator: _____

PLEA AGREEMENT: ☐ NO ☒ YES If yes, State's recommendation:

DEFENSE COUNSEL: Stephen J. Blaser

PROSECUTOR: Cleve B. Colson

THE DEFENDANT IS IN CUSTODY: ☒ NO ☐ YES If yes where: _____

DO YOU NEED AN INTERPRETER? ☒ NO ☐ YES If yes, what is the language? _____

ATTENTION DEFENDANT: IT IS ORDERED that after you leave the courthouse TODAY you contact **Kandy Csajko – Pre-Sentence Investigator, (208) 785-2883, ext. 122**, Department of Probation and Parole, 370 N. Meridian, Ste B, Blackfoot, Idaho, and **Natalie Lloyd – DARS (208)785-2883 ext. 129**, Department of Probation and Parole, 2048 East 17th Street, Idaho Falls, Idaho. If you fail to comply with this Order, a bench warrant will be issued for your arrest.

Date: 10/25/2016

Signature: _____
Judge

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Prosecuting Attorney
501 North Maple, #302
Blackfoot, Idaho 83221-1700
Phone: (208) 782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON,

Defendant.

Case No. CR-2016-4577

**FIFTH RESPONSE TO REQUEST
FOR DISCOVERY**

COMES NOW Cleve B. Colson, Bingham County Prosecuting Attorney, and submits the following Response to Defendant's Request for Discovery:

Request No. 5: Please attach to your Answers to these Interrogatories copies of any and all written documents or other tangible evidence you intend to produce as exhibits at time of trial.

Response No. 5: A copy of Idaho State Police Crash Data Retrieval Analysis Report, 5 pages;

A copy of the Data regarding 911 calls received by Bingham County Dispatch Center along with CAD data and history for event no. 33728810pages;

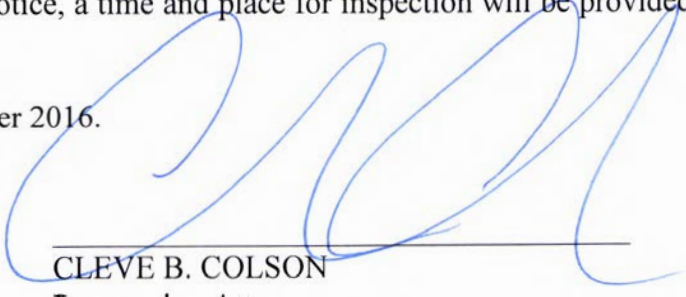
A copy of Idaho State Police Forensic Services – Forensic Toxicology Report, 23 pages

Please be advised that all inmate phone calls, video visits, e-mails, messages and picture messages at the Bingham County Jail are recorded on the Telmate System. If your client has been in custody at the Bingham County jail during these proceedings and has used the Telmate system you

may view or listen to the recorded audio or video. To view or listen to the recordings, from the Bingham County Jail, please request an appointment with the Bingham County Prosecutor's Office between the hours of 9:00 a.m. and 4:00 p.m. Monday through Friday. These recordings maybe provided to you pursuant to the specific dates and times that you are requesting. If a copy of the recordings is requested, you will be asked to provide the appropriate device for copying purposes.

If the defendant requests to inspect and copy items listed in Idaho Criminal Rule 16(b)(4) and/or 16(b)(5), please provide a written request indicating the items that you intend to inspect and/or copy. Upon reasonable written notice, a time and place for inspection will be provided to you.

DATED this 26th day of October 2016.



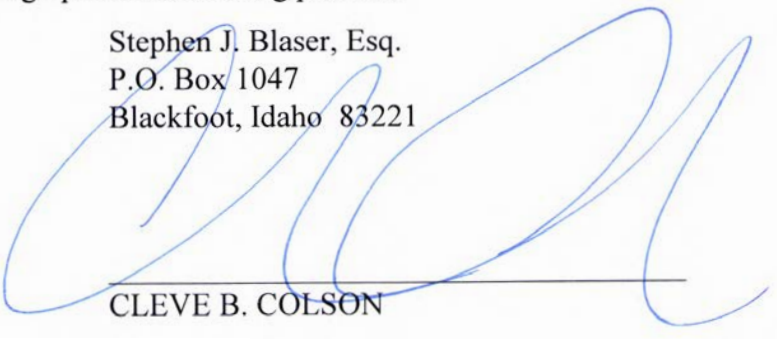
CLEVE B. COLSON
Prosecuting Attorney

CERTIFICATE OF SERVICE

I hereby certify that on the 26th day of October 2016, in the manner indicated below, I served a true and correct copy of the foregoing upon the following persons:

- (X) designated courthouse box
- () first class mail
- () hand delivered

Stephen J. Blaser, Esq.
P.O. Box 1047
Blackfoot, Idaho 83221



CLEVE B. COLSON

2016 OCT 27 PM 4:16

Seventh Judicial District Court, State of Idaho
In and For the County of Bingham
501 N. Maple #402
Blackfoot, Idaho 83221-1700

FILED BY: *BC*

STATE OF IDAHO,

Plaintiff.

vs.

DILLON G GIBSON
825 Airport Rd
Blackfoot, ID 83221

Defendant.

Case No: CR-2016-4577

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the above-entitled case is hereby set for:

Sentencing
Tuesday, January 10, 2017
02:00 PM
Judge: Bruce L. Pickett
Courtroom: District

I hereby certify that the foregoing is a true and correct copy of this Notice of Hearing entered by the Court and on file in this office. I further certify that copies of this Notice were served as follows on this date Thursday, October 27, 2016.

Defendant: Dillon G Gibson

☒ U.S. Mail ☐ Courthouse Box – Jail ☐ Hand delivered ☐ Email

Stephen J. Blaser
P O Box 1047
Blackfoot ID 83221

☐ U.S. Mail ☒ Courthouse Box ☐ Hand delivered ☐ Email

Prosecutor:
Cleve B. Colson
501 N. Maple #302
Blackfoot ID 83221

☐ U.S. Mail ☒ Courthouse Box ☐ Hand delivered ☐ Email

Dated: Thursday, October 27, 2016
Pamela W. Eckhardt
Clerk of the District Court

By: *Pamela W. Eckhardt*
Deputy Clerk



2016 OCT 26 AM 8:40

BY 

**IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM**

STATE OF IDAHO,

Plaintiff,

-vs-

DILLON GRANT GIBSON

DOB 

SSN: 

Defendant.

Case No. CR-2016-4577

**MINUTE ENTRY -
CHANGE OF PLEA**

On October 25, 2016, this matter came before the Honorable Bruce L. Pickett, District Judge, sitting in open court in Blackfoot, Idaho.

Court Reporter Mary Fox and Court Clerk Brandee Cammack were present.

Bingham County Prosecuting Attorney Cleve Colson appeared. The defendant appeared with Attorney Stephen Blaser for a change of plea.

The Court was advised that the defendant desired to withdraw the plea of not guilty and enter a guilty plea to the charge of Count I - Vehicular Manslaughter, a felony, Idaho Code § 18-4006(3)(b), as set forth in the Prosecuting Attorney's Information filed August 5, 2016.

The Court was handed a guilty plea advisory form.

After a discussion between the Court and counsel, the defendant's counsel consented to the guilty plea. The defendant was placed under oath by the Clerk.

The Court was advised of the plea agreement in which the State agrees to dismiss Counts II, III and IV in exchange for the defendant's plea of guilty to Count I - Vehicular Manslaughter.

The Court reviewed the guilty plea advisory form and questioned the defendant. The Court informed the defendant of his rights and the consequences of a guilty plea.

The Court also informed the defendant that if found guilty of said charge, the sentence

could be a commitment to the Idaho Penitentiary for a maximum of fifteen (15) years, and/or a fine of \$15,000.00.

The defendant entered a plea of guilty to the charge of Count I - Vehicular Manslaughter, a felony, Idaho Code § 18-4006(3)(b) as set forth in the Prosecuting Attorney's Information.

The defendant explained the circumstances of the crime. The Court found that defendant understood the nature of the offense and the consequences of a guilty plea to the offense and found a factual basis for the plea. The Court further found the plea was freely, voluntarily, and knowingly made and accepted the plea.

The Court ordered a pre-sentence evaluation pursuant to I.C. § 19-2524 and scheduled sentencing to begin at **2:00 p.m. on January 10, 2017.**

The defendant was continued released on \$190,000.00 property bond and \$50,000.00 cash bond posted, and shall continue to report to Pretrial Services and be subject to testing for the use of alcohol and/or drugs.

Court was thus adjourned.

A handwritten signature in black ink, appearing to read 'Bruce L. Pickett', written over a horizontal line.

Bruce L. Pickett
District Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 28th day of October 2016, I served a true copy of the foregoing document to the person(s) listed below in the manner indicated:

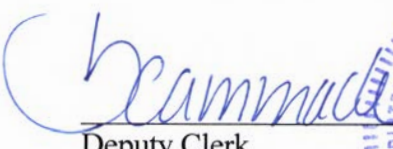
Prosecutor's Office


☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ E-Mail

Stephen Blaser, Esq.

☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ E-Mail

Pamela W. Eckhardt,
Clerk of the District Court


Deputy Clerk



CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

2016 DEC 13 AM 10:59

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 North Maple, #302
Blackfoot, Idaho 83221-1700
Phone: (208) 782-3101

BY  K
V

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

MOTION TO REVOKE RELEASE

COMES NOW, the State of Idaho, by and through Cleve B. Colson, Bingham County Prosecuting Attorney, and moves the court to revoke the defendant's release on bond in the above-entitled matter. Motion is made on the grounds that the State has received an affidavit from Danyett Cloward, Bingham County Pre-trial Release Coordinator, regarding the defendant's non-compliance with the conditions of his release. This motion is further supported by the Affidavit of Danyett Cloward.

DATED this 13th day of December 2016.



CLEVE B. COLSON
Bingham County Prosecuting Attorney

CERTIFICATE OF SERVICE

I certify that on the 13th day of December 2016, I served a true and correct copy of the foregoing upon the following person(s) in the manner(s) indicated:

- ☐ Mail
- ☐ Fax
- ☐ Hand Delivered
- ☒ Designated Courthouse Box

Stephen J. Blaser
Attorney at Law
P.O. Box 1047
Blackfoot, Idaho 83221



CLEVE B. COLSON

Phone: (208) 782-3101

Attorney for the Plaintiff

2016 DEC 13 AM 11:00

5. 

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

VS.

DILLON G GIBSON

Defendant.

Case No. **CR-2016-4577**

AFFIDAVIT OF DANYETT CLOWARD

STATE OF IDAHO

)

: SS.

County of Bingham

)

Danyett Cloward, being first duly sworn, deposes and says:

1. I am the Pretrial Release Coordinator, employed by the Bingham County Probation Department.
2. I submit this affidavit in support of revoking the Pretrial release of Dillon Gibson.
3. That Dillon was released to Pretrial Services on July 21, 2016, under the standard terms and conditions of release.
4. That Dillon violated Condition B which states, "The defendant shall not possess nor consume any alcoholic beverages nor shall the defendant enter any establishment whose primary purpose is the sale of any alcoholic beverages; shall not possess or consume any illegal drugs."

- i. Dillon provided a UA sample at morning testing on December 8, 2016.
This sample was processed at the Bingham County Lab and was found to be positive for alcohol, confirmation is pending at Redwood Toxicology Laboratory.
- ii. Dillon provided a UA sample at morning testing on December 10, 2016.
This sample was processed at the Bingham County Lab and was found to be positive for amphetamines, confirmation is pending at Redwood Toxicology Laboratory.
- iii. Dillon admitted verbally, on December 10, 2016, to using methamphetamine on December 8, 2016.
- iv. Dillon signed an admit form on December 12, 2016 admitting to drinking alcohol on December 7, 2016 and admitted to using methamphetamine on December 8, 2016.

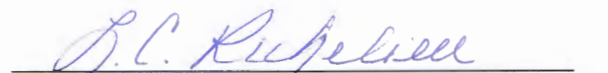
DATED this 12th day of December, 2016.


DANYETT CLOWARD
Pre-Trial Services Coordinator

SUBSCRIBED AND SWORN to before me this 12th day of December, 2016

(seal)




NOTARY PUBLIC FOR IDAHO
Residing at Blackfoot, Idaho
My Commission expires: 2.10.2018

Reviewed By: 

Bingham County Adult Probation

Alcohol/Drug Test Results

Date 12-12-16

Defendant's Name: Gibson, Dillon

CR# 16-4577

Drug Screen Yes or No Cost \$ _____

Sent for lab results? Yes No \$ _____
ETG Yes or NO \$ _____

THC Positive _____ Negative _____ \$ _____

Benzo Positive _____ Negative _____ \$ _____

Meth and/or Amphetamine Positive _____ Negative _____ \$ _____

Cocaine Positive _____ Negative _____ \$ _____

Opiates Positive _____ Negative _____ \$ _____

Other Positive _____ Negative _____ \$ _____

BAC _____

Defendant's Signature _____

Pretrial Services
Probation Officer Signature Dangeth Cleveland

Witness Signature [Signature]

I admit that on or about the date of 12-7-16 I used Alcohol and / or illegal drug(s) Alcohol while on probation. do understand the consequences of my actions

Dillon Gibson 12-12-16
Defendant Date

Entered to data base on (date) _____ by (Int) _____

Bingham County Adult Probation

Alcohol/Drug Test Results

Date 12-12-16

Defendant's Name: Gibson, Dillon

CR# 16-4577

Drug Screen Yes or No Cost \$ _____

Sent for lab results? Yes No \$ _____
ETG Yes or NO \$ _____

THC Positive _____ Negative _____ \$ _____

Benzo Positive _____ Negative _____ \$ _____

Meth and/or Amphetamine Positive _____ Negative _____ \$ _____

Cocaine Positive _____ Negative _____ \$ _____

Opiates Positive _____ Negative _____ \$ _____

Other Positive _____ Negative _____ \$ _____

BAC _____

Defendant's Signature _____

Pretrial Services
Probation Officer Signature Dangeth Cleveland

Witness Signature [Signature]

I admit that on or about the date of 12-8-16 I used Alcohol and / or illegal drug(s) Meth while on probation. do understand the consequences of my actions

Dillon Gibson 12-12-16
Defendant Date

Entered to data base on (date) _____ by (Int) _____

CLEVE B. COLSON

BINGHAM COUNTY PROSECUTING ATTORNEY

2016 DEC 13 PM 1:44

CLEVE B. COLSON

Bingham County Prosecuting Attorney

501 North Maple, #302

Blackfoot, Idaho 83221-1700

Phone: (208) 782-3101

BY  CLERK

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

ORDER REVOKING RELEASE

The Court having before it the Plaintiff's Motion To Revoke Release and the accompanying Affidavit of Danyett Cloward, and good cause appearing;

THEREFORE, IT IS HEREBY ORDERED, that the defendant's release be revoked and a warrant be issued for his arrest.

DATED this 17 day of December 2016.


Judge

CERTIFICATE OF SERVICE

I certify that on the 13th day of December 2016, I served a true and correct copy of the foregoing upon the following person(s) in the manner(s) indicated:

- ☐ Mail
☐ Fax
☐ Hand Delivered
☒ Designated Courthouse Box

Cleve B. Colson
Bingham County Prosecuting Attorney
501 N. Maple
Blackfoot, Idaho 83221

- ☐ Mail
☐ Fax
☐ Hand Delivered
☒ Designated Courthouse Box

Stephen J. Blaser
Attorney at Law
P.O. Box 1047
Blackfoot, Idaho 83221

PAMELA W. ECKHARDT, CLERK

B. Cammace
Deputy

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF BINGHAM

PM 2:56

STATE OF IDAHO
Plaintiff,

vs.

DILLON G GIBSON

DOB: [REDACTED]
Defendant

) Case No.: CR-2016-4577

) BENCH WARRANT

30

TO: Any Sheriff, Constable, Marshal or Policeman in the state

The above named defendant having been charged/convicted of Vehicular Manslaughter, a felony, and by order of the Court the defendant was released on his/her own recognizance or bond effective July 2, 2016:

And whereas it is now appearing that the defendant has violated certain conditions of his/her release and there is sufficient probable cause to believe that the defendant is in violation of the order of this Court:

YOU ARE THEREFORE COMMANDED TO FORTHWITH ARREST the above named defendant and bring him/her before this Court. **Day/Night Service**

Brogan

in addition to previous bond

Dated: *12-13-16*

BOND AMOUNT

Judge

[Signature]
Bruce L. Pickett, District Judge

Last Known Address:
825 Airport Rd
Blackfoot, ID 83221

Extradition:

☐ Will Extradite ☐ Will Not Extradite

- ☐ Zone 1 – Idaho Only
☐ Zone 2 – Surrounding States / Northwest Shuttle
☐ Zone 3 – Western Continental States / West of Mississippi
☐ Zone 4 – Nationwide

Cleve B. Colson
Prosecuting Attorney

By: _____

RETURN OF SERVICE

I HEREBY CERTIFY that I served the foregoing warrant by arresting **Dillon G Gibson** on this _____ day of _____.

Officer: _____

Agency: _____

COPY
191

Filed 12/14/16 No. _____
PAMELA W. ECKHARDT, CLERK
By _____ Deputy

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM
MAGISTRATE DIVISION

STATE OF IDAHO

Plaintiff,

VS.

DILLON G GIBSON

Defendant.

MINUTE ENTRY

DATE: December 14, 2016

CASE # CR-16-4577

Court convened at 9 a.m. before the Honorable James H. Barrett in Courtroom #3.

CHARGE: Bench Warrant.

APPEARANCE BY COUNSEL: The State not appearing. The Defendant appearing pro se.

COURT PROCEEDINGS: The Defendant was appearing on a warrant for failure to comply with release conditions. Court advised Defendant of the warrant and he stated he understood. Court continued counsel.

ORDER: The Defendant will appear in District Court for a Sentencing on January 10, 2017 at 2:00 p.m. Bond will be set at \$100,000.00 cash or surety in addition to the previously posted bond and that bond previously posted would not be forfeited. Defendant was remanded to the custody of the Bingham County Sheriff's Department in lieu of bond \$100,000.00 cash or surety.

NEXT HEARING DATE: Sentencing - January 10, 2017 - 2:00 p.m.


DEPUTY CLERK

cc: Bingham County Sheriff's Department

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF BINGHAM

2016 DEC 13 PM 2:56

STATE OF IDAHO

Plaintiff,

vs.

DILLON G GIBSON

DOB: [REDACTED]

Defendant

Case No.: CR-2016-4577

BENCH WARRANT

TO: Any Sheriff, Constable, Marshal or Policeman in the state

The above named defendant having been charged/convicted of Vehicular Manslaughter, a felony, and by order of the Court the defendant was released on his/her own recognizance or bond effective July 2, 2016:

And whereas it is now appearing that the defendant has violated certain conditions of his/her release and there is sufficient probable cause to believe that the defendant is in violation of the order of this Court:

YOU ARE THEREFORE COMMANDED TO FORTHWITH ARREST the above named defendant and bring him/her before this Court. **Day/Night Service**

Brown
BOND AMOUNT

Dated: 12-13-16

Judge

Bruce L. Pickett, District Judge

Last Known Address:
825 Airport Rd
Blackfoot, ID 83221

Extradition:

☒ Will Extradite ☐ Will Not Extradite

☐ Zone 1 - Idaho Only

☒ Zone 2 - Surrounding States / Northwest Shuttle

☐ Zone 3 - Western Continental States / West of Mississippi

☐ Zone 4 - Nationwide

Cleve B. Colson
Prosecuting Attorney

By: [Signature]

Sent.

1-10-17

@ 2:00

Pickett

RETURN OF SERVICE

I HEREBY CERTIFY that I served the foregoing warrant by arresting **Dillon G Gibson** on this 13th day of

Dec, 16.

Officer: W. Wheatley

Agency: Blackfoot Police Dept

ORIGINAL

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

2016 DEC 30 PM 4:23

CASE #
PAMELA W. EDWARDS CLERK
BY  DEPUTY

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

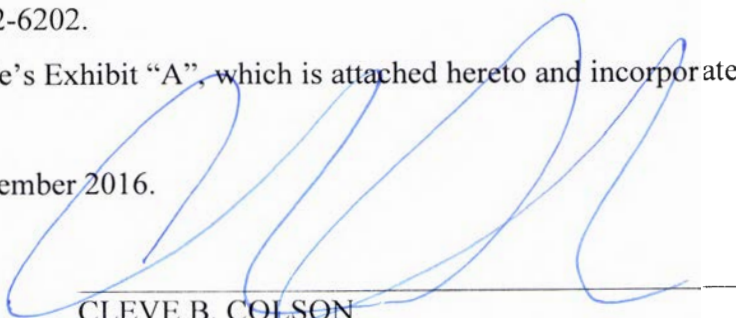
Case No. CR-2016-4577

**MOTION FOR REIMBURSEMENT
TO FORENSIC SERVICES**

COMES NOW the State of Idaho by and through Cleve B. Colson, Bingham County Prosecuting Attorney for Bingham County and moves the Court to order the defendant to reimburse for the costs incurred by law enforcement agencies in the investigation of the violation in this matter, pursuant to I.C. §37-2732(k). Reimbursement is requested to be made in the total amount of Five Hundred Dollars (\$500.00), for the benefit of Forensic Services, 700 South Stratford Drive, Meridian, Idaho 83642-6202.

This Motion is based upon State's Exhibit "A", which is attached hereto and incorporated by this reference herein.

DATED this 30th day of December 2016.



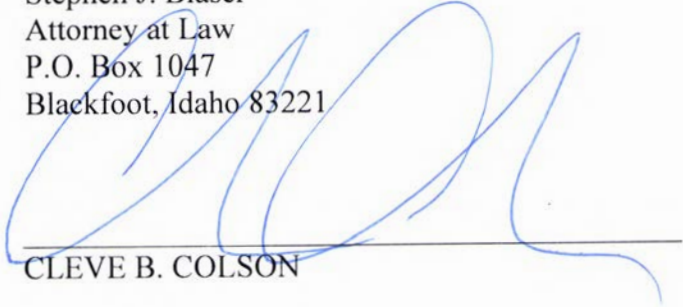
CLEVE B. COLSON
Bingham County Prosecuting Attorney

CERTIFICATE OF SERVICE

I certify that on the 30th day of December 2016, I served a true and correct copy of the foregoing upon the following person(s) in the manner(s) indicated:

- ☐ Mail
- ☐ Fax
- ☐ Hand Delivered
- ☒ Designated Courthouse Box

Stephen J. Blaser
Attorney at Law
P.O. Box 1047
Blackfoot, Idaho 83221



CLEVE B. COLSON

Idaho State Police
Blood Alcohol Restitution

As provided in Idaho Code 18-8003(2), the Idaho State Police requests restitution from the defendant, **DILLON G GIBSON** in the amount of **\$100** in association with Laboratory Case No. **C2016-1109**. The amount requested reflects costs incurred to the laboratory during the analysis of blood samples.

Analytical Method	Cost
Ethyl Alcohol	\$100

Please present this restitution request form and a copy of the laboratory report to the court at the time of sentencing.

Please make checks payable to: Forensic Services
700 South Stratford
Meridian, Idaho 83642-6202

Thank you for your cooperation in this matter.

Sincerely,



Anne Nord
Coeur d'Alene Laboratory Manager
Forensic Services

Idaho State Police
Toxicology Reimbursement Form

As provided in Idaho Code 37-2732(k), the Idaho State Police requests restitution from the defendant, **DILLON G GIBSON** in the amount of **\$400** in association with Laboratory Case No. **C2016-1109**. This amount is based upon the analytical tests performed on the urine and/or blood sample submitted to this laboratory. The amount requested reflects costs incurred to the laboratory (i.e., reagents, equipment, instrumentation, and salary) during the analysis.

Analytical Method	Cost
3.6.1 Blood base neutral confirmation qualitative	\$100
6.1.1 LCMS-QQQ Benzodiazepines and Z Drugs	\$100
6.1.2 Blood Cannabinoids by LCQQQ	\$100
Blood Screening ELISA 1.0	\$100

Please present this restitution request form and a copy of the laboratory report to the court at the time of sentencing.

Please make checks payable to: Idaho State Police
Toxicology Restitution Account #0349
700 South Stratford
Meridian, Idaho 83642-6202

Thank you for your cooperation in this matter.

Sincerely,



Rachel Cutler
Pocatello Laboratory Manager
Forensic Services

Cleve B. Colson
Bingham County Prosecuting Attorney

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff



IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

MOTION TO SET RESTITUTION

COMES NOW the State of Idaho through Cleve B. Colson, Bingham County Prosecuting Attorney for Bingham County and moves the Court, pursuant to I.C. §19-5304, to order that the defendant make restitution payable to the Clerk of the Court in the amount of \$515,919.36, for the benefit of the following:

Bill Hong Estate\$12,475.00
Don Hong, Personal Representative
1120 Packer
Blackfoot, Idaho 83221

Farm Bureau Mutual Insurance Company of Idaho\$353,400.00
P.O. Box 4848
Idaho Falls, Idaho 83205-4848

Frontier Adjusters of Idaho Falls / Pocatello\$105,259.65
P.O. Box 50734
Idaho Falls, Idaho 83405

American Family Insurance Group\$30,757.56
6000 American Parkway
Madison, WI 53783

Brandon Henry\$10,500.00
Kiley Southworth
1730 W. Quinn #58
Pocatello, Idaho 83202

Neils Anderson\$3,527.15
885 Pearl
Blackfoot, Idaho 83221

This motion is based upon State's Exhibit "A", which is attached hereto and incorporated by this reference herein.

DATED this 30th day of December 2016.



CLEVE B. COLSON

Bingham County Prosecuting Attorney

Certificate of Service

I certify that on the 30th day of December 2016, I served a true and correct copy of the foregoing upon the following person(s) in the manner(s) indicated:

- ☐ Mail
- ☐ Fax
- ☐ Hand Delivered
- ☒ Designated Courthouse Box

Stephen J. Blaser
Attorney at Law
P.O. Box 1047
Blackfoot, Idaho 83221



CLEVE B. COLSON



Attorneys

2105 Coronado Street
Idaho Falls, ID 83404
(208) 523-3271

520 First American Circle
Bozburg, ID 83440
(208) 359-3885

180 N Main Street
Driggs, ID 83422
(208) 357-5211

Invoice

November 3, 2016

Invoice #: 394555

Donald Hong
1120 Packer Dr.
Blackfoot, ID 83221

Payment Due Upon Receipt

Payments received after the following date will appear on your next invoice: November 03, 2016

HongDonald_EstateOfBillHong

Date	Description of Service	Hours	Amount
Oct-05-16	Speak with Don re insurance claims; prepare letter to heirs	1.80	495.00
Oct-07-16	draft inventory of estate	0.30	30.00
Oct-10-16	Finalize letter and inventory	1.20	330.00
Oct-20-16	Analysis and advice re payments and subrogation	0.50	137.50
Oct-25-16	Follow up with adjusters on settlement of claims	0.50	137.50
	Total Fees	4.30	\$1,130.00

Expenses

Oct-31-16	Expense Recovery	Legal Research Access Fee - October, 2016	50.00
	Total Expenses		\$50.00
	Total New Charges		\$1,180.00
	Previous Balance		\$1,290.00
	Previous Payments		\$0.00
	Balance Now Due		\$2,470.00

Hawker Funeral Home, Inc.

Statement

BILL TO

Williams Hong Service #7787
Donald Hong
1120 Packer Dr.
Blackfoot, Idaho 83221

DATE

7/8/2016

					AMOUNT DUE	AMOUNT ENC.
					\$6,463.20	
DATE	DESCRIPTION				AMOUNT	BALANCE
05/31/2016	Balance forward					0.00
06/14/2016	INV #5945 Due 06/14/2016				10,005.00	10,005.00
06/28/2016	PMT cash and visa				-1,826.00	8,179.00
06/28/2016	PMT - Donald				-1,715.80	6,463.20
<i>Remaining balance to be divided by remaining 4 children each paying \$1615.80</i>						
CURRENT	1-30 DAYS PAST DUE	31-60 DAYS PAST DUE	61-90 DAYS PAST DUE	OVER 90 DAYS PAST DUE	AMOUNT DUE	
0.00	6,463.20	0.00	0.00	0.00	\$6,463.20	

A finance charge of 1 1/2 % per month will be added to all accounts past 30 days.





P.O. Box 4848 • Pocatello, Idaho • 83205-4848

Fax: (208) 233-9388 or (800) 574-5066

December 20, 2016

ADJUSTER REPORT

Insured: William Hong
Policy Number: 0102195801
Date of Loss: June 14, 2016

- I. Coverage \$186,000.00 Structure Limit plus \$46,500 Increased Limit
Coverage \$ 37,200.00 Loss of Use
Coverage \$130,200.00 Personal Property

The fire was caused by vehicle impact to garage structure.

- II. The home was a stick built structure with about 1500 square feet on the main level and about the same in the basement. The basement foundation was saved but rest of home a total loss.

III. Damages

Demolition of home structure:	\$14,508.07 has been paid in full
Estimated replacement cost of home:	\$178,702.44 \$60,000.00 advanced
Trees and Landscape damage estimated:	\$5,000.00 Nothing paid yet
Loss of Use: Projected rental:	\$7,500.00 \$4,000 or so paid
Personal Property: Projected loss:	\$125,000.00 \$27,000.00 paid

All damages estimated. Final costs to be determined as the home is rebuilt and all personal property replaced.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read 'Greg Murray'.

Greg Murray, Special Claims Representative

**FRONTIER ADJUSTERS OF IDAHO FALLS / POCA TELLO**

PO Box 50734
Idaho Falls, ID 83405
208-684-3904 Office
866-344-2084 Fax

Recap by Category with Depreciation

O&P Items	RCV	Deprec.	ACV
APPLIANCES	2,023.10		2,023.10
CABINETS	4,352.15	36.04	4,316.11
CLEANING	695.98		695.98
GENERAL DEMOLITION	12,119.30		12,119.30
DOORS	1,938.73	121.92	1,816.81
DRYWALL	8,022.57		8,022.57
ELECTRICAL	3,434.01		3,434.01
FLOOR COVERING - CARPET	2,765.21	276.53	2,488.68
FLOOR COVERING - VINYL	2,802.29	124.84	2,677.45
FINISH CARPENTRY / TRIMWORK	2,100.74	149.70	1,951.04
FINISH HARDWARE	262.78	26.26	236.52
FRAMING & ROUGH CARPENTRY	13,917.58		13,917.58
INSULATION	4,492.16		4,492.16
MARBLE - CULTURED OR NATURAL	208.26	20.83	187.43
PLUMBING	2,239.85		2,239.85
PAINTING	10,365.88	179.63	10,186.25
ROOFING	4,133.77	826.75	3,307.02
SIDING	4,843.58		4,843.58
SOFFIT, FASCIA, & GUTTER	2,900.51		2,900.51
TIL	48.52		48.52
WINDOWS - SLIDING PATIO DOORS	1,111.63		1,111.63
WINDOWS - VINYL	1,962.47		1,962.47
O&P Items Subtotal	86,741.07	1,762.50	84,978.57
Material Sales Tax	2,494.92	61.26	2,433.66
Overhead	8,923.71		8,923.71
Profit	8,923.71		8,923.71
Total	107,083.41	1,823.76	105,259.65



FRONTIER ADJUSTERS OF IDAHO FALLS / POCATELLO

PO Box 50734
Idaho Falls, ID 83405
208-684-3904 Office
866-344-2084 Fax

Insured: Southeastern Idaho Community
Property: 500 Lilac st.
Blackfoot, ID 83221

Home: (208) 232-1114

Claim Rep.: Thomas K. Strickland
Position: Owner / Adjuster
Company: Frontier Adjusters of Idaho Falls / Pocatello
Business: PO Box 50734
Idaho Falls, ID 83405

Business: (208) 684-3904
E-mail: tstrickland@frontieradjusters.com

Estimator: Thomas K. Strickland
Position: Owner / Adjuster
Company: Frontier Adjusters of Idaho Falls / Pocatello
Business: PO Box 50734
Idaho Falls, ID 83405

Business: (208) 684-3904
E-mail: tstrickland@frontieradjusters.com

Claim Number: PHNP16060992217

Policy Number:

Type of Loss: Fire

Date Contacted: 6/16/2016
Date of Loss: 6/15/2016
Date Inspected: 6/20/2016

Date Received: 6/16/2016
Date Entered: 6/22/2016 11:29 AM

Price List: IDPO8X_JUN16
Restoration/Service/Remodel
Estimate: 42031



American Family Insurance
Scanning Center
6000 American Pkwy
Madison, WI 53783-0001
Phone: 800-MYAMFAM (1-800-692-6326)

December 22, 2016

To Whom It May Concern:

Regarding claim number 00-815-064547. This loss involved personal property and loss of use expenses for our insureds, Brandon Henry and Kiley Southworth.

This loss occurred on 06/14/2016. It involved suspect Dillon Gibson, and a motor vehicle accident resulting in extensive damages.

American Family Insurance has paid \$25,000 in property damage for the damages to our insured's personal property. American Family Insurance has paid a total of \$5,757.56 in additional living expenses to our insureds. These expenses were a result of the insureds being displaced from their home, and incurring additional expenses related to this loss.

The total payments made on behalf of the insureds for this loss, is \$30,757.56.

Thank you,

Jacob Bristow
Property Claim Desk Adjuster
American Family Insurance
6000 American Parkway, Madison WI 53783-0001
jbristow@amfam.com
1-800-MYAMFAM (1-800-692-6326) X 51294
Fax: 1-866-383-6390



American Family Insurance Group

August 05, 2016

Claim Scanning Center
6000 American Parkway
Madison, WI 53783
Ph: 1-800-MY-AMFAM (800-692-6326) x21354
jpease@amfam.com Fax 866-585-2786

Southworth, Kiley & Henry, Brandon
500 Lilac St
Blackfoot, ID 83221-1513

Claim Number: 00815064547
Date of Loss: 6/14/2016

The attached estimate of damages has been prepared for your property. The estimate has used common prices for labor and material from your area.

Enclosed is our draft for the actual cash value (today's replacement cost less depreciation) of your damaged property. For Dwelling and Structure damages, we may have included your mortgage company on the draft as required by your policy.

Summary For Contents

Replacement Cost Value	Less Recoverable Depreciation	Less Non Recoverable Depreciation	Actual Cash Value (ACV)
\$35,000.00			\$35,000.00
Less Deductible			(\$500.00)
Less Amount Over Limit(s)			(\$9,500.00)
Total ACV Settlement			\$25,000.00

See the enclosed estimate for details of your settlement which may include other itemized details not shown above.

If you wish to make a claim for the recoverable depreciation amount, you must do **TWO** things:

1. You must have the item(s) replaced or repaired within one year from your date of loss. *Exception: Georgia and Washington policies ONLY - Please refer to your policy language as well as the section of this estimate titled Claiming Recoverable Depreciation following the Estimate Recap or Coverage Limit Details sections.
2. You must submit a final repair bill or purchase receipt showing the item(s) has been repaired or replaced.

The attached estimate is what we expect to be the reasonable cost to repair or replace the property. This estimate may not include permit fees. If total charges for repair/replacement plus permits exceed the amount shown here for that repair/replacement, prior to any deductible, then additional amounts may be payable. If the actual cost is more or less, the final payment will be adjusted accordingly. If you wish, you may repair or replace with higher quality items, however, you will be responsible for any increase in cost.

Please refer to your policy under either CONDITIONS - SECTION I or HOW WE SETTLE LOSSES - SECTION I for further details on determining your loss settlement.

Please present this estimate to a contractor or repair facility of your choice BEFORE you authorize the start of repairs. If any additional damage or costs are identified, for which you believe we should be responsible, they must be approved by a representative of American Family Insurance prior to having the additional work done. If you, your contractor, or repair facility have any questions, please contact us at (800) 692-6326 x 21354.



American Family Insurance Group

American Family Insurance appreciates your business.

Thank You,
Phil Pease



American Family Insurance Group

Insured: Southworth, Kiley & Henry, Brandon
500 Lilac St
Blackfoot, ID 83221-1513

Phone: (208) 681-3750

Claim Rep.: Phil Pease
Estimator: Phil Pease

Claim Number: 00815064547

Policy Number: 4100284329

Type of Loss: Fire

<u>Coverage</u>	<u>Deductible</u>	<u>Policy Limit</u>
Contents	\$500.00	\$25,000.00

Date Contacted: 6/15/2016
Date of Loss: 6/14/2016 10:00 PM
Date Est. Completed: 8/5/2016 11:47 AM

Price List: IDPO8X_JUN16
Restoration/Service/Remodel

Estimate Recap For Contents

Description	RCV	Recoverable Depreciation	Non-recoverable Depreciation	ACV
Personal Property	35,000.00	0.00	0.00	35,000.00
	35,000.00	0.00	0.00	35,000.00

IMPORTANT - Please read the definitions below

What is replacement cost (RCV)?

Replacement cost is the cost to repair the damaged item with an item of like kind and quality, without deduction for depreciation.

What is depreciation?

Depreciation is the amount deducted from the replacement cost based upon the age and condition of the item being replaced.

What is actual cash value (ACV)?

Actual cash value is based on the cost to repair or replace the damaged item with an item of like kind and quality, **less depreciation**.

Coverage Limit Details

Coverage	Aggregate Limit	Single Item Limit	Overage
Contents	\$25,000.00		\$10,000.00
Subtotal			\$10,000.00
Less Deductible			(\$500.00)
		Amount Over Limit(s)	\$9,500.00

Total Amount Over Limit(s): \$9,500.00

The Actual Cash Value (ACV) is based on an items: Age divided by normal Useful life, unless otherwise noted. Deviation from Age divided by normal Useful life is common due to inspection evaluation, condition of the item, obsolescence, product research, expert opinions, utility/functional value, market value and in some cases all or some of the above. For further information on ACV and the depreciation applied, please contact your claim representative.

Physical mail you submit: American Family Insurance appreciates your assistance in the handling of your claim. Any documentation you submit will be scanned and electronically retained in your claim file. Please include the claim number on the items submitted. The original documentation will be destroyed after 30 days. If you would like your documents returned, please indicate this on the documents and provide the address to which you would like the documents returned.



Sales Tax - You are entitled to reimbursement of sales tax when *incurred* for items listed in this estimate upon documentation submitted to American Family for the repair or replacement of the item(s).

E-mail: *Our goal is to provide outstanding customer service. If you choose to use e-mail to communicate with us regarding your claim, please be sure to include your name and claim number on the subject line. Please forward any e-mail correspondence regarding your claim to the e-mail address listed below. Thank you for being our customer.*

E-mail: jpease@amfam.com

My goal is to provide EXCELLENT customer service. Please let me know if there is anything throughout this process that I need to better to make this an EXCELLENT experience for you!



American Family Insurance Group

SOUTHWORTH_KILEY_&_

Personal Property

Description	Qty	Unit Price	Replacement Cost Total	Depreciation	Actual Cash Value
1. Replace Policy limits paid	1.00 EA	\$35,000.00	\$35,000.00	-\$0.00	\$35,000.00
Totals			\$35,000.00	-\$0.00	\$35,000.00

	Replacement Cost Total	Depreciation	Actual Cash Value
Estimate Totals	\$35,000.00	-\$0.00	\$35,000.00

Attn: Nadia Sogh

Claim #00417598163

Harper
Construction

Harper
Engineering

June 24, 2016

Quote

Project: Fence Repair and Play Station Replacement

Neils Anderson
885 Pearl Dr.
Blackfoot, ID 83221

This quote is to repair/replace approximately 30 feet of 6 foot tall cedar fence and to replace a play station in Neil Anderson back yard.

Materials

Cedar Fence Material	30 ft @ \$4.50/ft	\$ 135.00
Play Station	Model # 558156	\$ 1,399.99
		\$ 1,534.99
	Tax (6%)	\$ 92.10
	Total	\$ 1,627.09

Labor

Fence Repair	2 men 8 hrs @ \$45/hr	\$ 720.00
Play Station Installation	2 men 8 hrs @ \$45/hr	\$ 720.00
	Total	\$ 1,440.00
	Sub-Total	\$ 3,067.09
	Profit/OH (15%)	\$ 460.06
	Grand Total	\$ 3,527.15

Harper Construction, Inc. proposes to provide material and labor to repair fence and play station for **\$3,527.15**.


Bryce Harper, President
Harper Construction, Inc.
bryce@harperconst.com
(208) 684-5117

IN THE DISTRICT COURT OF THE 7th JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

CASE #
PAMELA W. ECKHARDT CLERK
DEPUTY

State of Idaho

PLAINTIFF(S)

) REQUEST TO OBTAIN APPROVAL TO
) VIDEO/AUDIO RECORD, BROADCAST OR
) PHOTOGRAPH A COURT PROCEEDING

V.

Dillon G. Gibson

DEFENDANT(S)

I hereby request approval to:

☒ video/audio record ☐ broadcast ☐ photograph the following court proceeding:

Case No.: CR-2016 4577

Date: 1-10-17

Time: 2 p.m.

Location: Bingham

Presiding Judge: Bruce Pickett

I have read Rule 45 of the Idaho Court Administrative Rules permitting cameras in the courtroom, and will comply in all respects with the provisions of that rule, and will also make certain that all other persons from my organization participating in video or audio recording or broadcasting or photographing of the court proceedings have read Rule 45 of the Idaho Court Administrative Rules and will comply in all respects with the provisions of that rule.



Name: David Plourde

News Organization Represented: for KIFI / KIDK / KXPI

Phone Number: 528-2158

Fax Number: NA

Date: 1-6-17

ORDER

THE COURT, having considered the above Request for Approval under Rule 45 of the Idaho Court Administrative Rules, hereby orders that permission to video/audio record the above hearing is:

☒ GRANTED under the following restrictions in addition to those set forth in Rule 45 of the Idaho Court Administrative Rules:

No recording of victim impact statement.

☐ DENIED.

THE COURT, having considered the above Request for Approval under Rule 45 of the Idaho Court Administrative Rules, hereby orders that permission to broadcast the above hearing is:

☐ GRANTED under the following restrictions in addition to those set forth in Rule 45 of the Idaho Court Administrative Rules:

☐ DENIED.

THE COURT, having considered the above Request for Approval under Rule 45 of the Idaho Court Administrative Rules, hereby orders that permission to photograph the above hearing is:

☐ GRANTED under the following restrictions in addition to those set forth in Rule 45 of the Idaho Court Administrative Rules:

☐ DENIED.

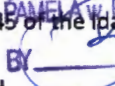
All images and audio recordings captured in the courtroom, whether before, during or after the actual court proceedings, by any pool photographer or video and broadcast camera operator shall be shared with other media organizations as required by Rule 45 of the Idaho Court Administrative Rules.

DATED this 6th day of January 2017


Justice/Judge

2017 JAN -6 PM 1:49

CR-2016-4577

PAMELA W. BOCKHARDT CLERK
BY  DEPUTY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 6th day of January 2017, I served a true copy of the foregoing document to the person(s) listed below in the manner indicated:

Prosecutor's Office

☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ E-Mail

Stephen Blaser, Esq.

☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ E-Mail

David Plourde
KIFI / KIDK / KXPI

☐ U.S. Mail ☐ Courthouse Box ☐ Facsimile ☒ E-Mail

PAMELA W. ECKHARDT,
Clerk of the Court

P. Eckhardt

Deputy Clerk



CREDIT FOR TIME SERVED

DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
TETON COUNTY, IDAHO
2017 JAN 10 PM 3:07

DILLON G. GIBSON

DOB: [REDACTED]

CASE # [REDACTED] CLERK
[REDACTED] DEPUTY

CR-16-4577

<u>DATE</u>	<u>EVENT</u>	<u>JAIL TIME</u>
06-15-2016	Arrested/Booked, complaint filed	
07-21-2016	Posted bond	37 days
12-13-2016	Warrant for violation Release, remanded	
01-10-2017	Sentenced	29 days
TOTAL JAIL DAYS:		66 days

Jodee Blackburn, Court Services
January 10, 2017

2017 JAN 12 PM 2:48

CASE #
PAMELA W. ECKHARDT CLERK
BY [Signature] DEPUTY

**IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM**

STATE OF IDAHO,

Plaintiff,

-vs-

DILLON GRANT GIBSON

DOB: [REDACTED]

SSN: [REDACTED]

Defendant.

Case No. CR-2016-4577

MINUTE ENTRY / SENTENCING

On January 10, 2017, this matter came before the Honorable Bruce L. Pickett, District Judge, sitting in open court at Blackfoot, Idaho.

Court Reporter Mary Fox and Court Clerk Brandee Cammack were present.

Bingham County Prosecuting Attorney Cleve Colson appeared. The defendant appeared with Attorney Stephen Blaser for Sentencing.

The Court reviewed the file. The Court noted a pre-sentence report had been filed and inquired as to any areas needing clarification or correction. The defendant noted some clarifications and corrections thereto.

The Court inquired if the defendant wished to stand by the guilty plea previously entered to the charge of Count I - Vehicular Manslaughter, felony, a violation of I.C. §18-4006(3)(b), committed on or between June 14, 2016, to which the defendant agreed.

Counsel made recommendations and argument. The defendant addressed the Court.

The Court inquired as to any reason why judgment should not be imposed, to which the parties stated there was none.

After a discussion between the Court and the defendant, the Court imposed sentence as follows:

The defendant is sentenced to the custody of the State Board of Correction to be held and incarcerated by said board in a suitable place, for a unified term of fifteen (15) years; of which three (3) years are fixed and determinate and twelve (12) years are indeterminate.

Pursuant to I.C. §18-309, the defendant shall be given credit of 66 days served upon the charge specified herein.

The Court ordered that pursuant to the defendant's plea agreement with the State, Counts II, III and IV of the Prosecuting Attorney's Information are dismissed.


The defendant shall pay court costs in the amount of \$275.50; a fine in the amount of \$1,000.00.

As to restitution and reimbursement, the Plaintiff's Motion for Restitution and Motion for Reimbursement were not addressed. The Court instructed the Plaintiff to schedule said Motions for hearing at a time convenient for the Court and Counsel.

The defendant was advised that this was a final order of the Court and of the right to appeal the Court's decision, the right to seek relief under the Idaho Criminal Rules, and the right to seek post-conviction relief.

Court was thus adjourned.

Dated this 12th day of January 2017.



Bruce L. Pickett
District Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 12th day of January 2017, I served a true copy of the foregoing document to the person(s) listed below in the manner indicated:

Prosecuting Attorney's Office

☒ Courthouse Box

Stephen Blaser, Esq.

☒ Courthouse Box

PAMELA W. ECKHARDT,
Clerk of the Court


Deputy Clerk



2017 JAN 12 PM 2:48

CASE #
PAMELA WECKHARDT CLERK
BY DEPUTY

**IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM**

STATE OF IDAHO,

Plaintiff,

-vs-

DILLON GRANT GIBSON

DOB: [REDACTED]

SSN: [REDACTED]

Defendant.

Case No. CR-2016-4577

JUDGMENT OF CONVICTION

ORDER OF COMMITMENT

On January 10, 2017, this matter came before the Honorable Bruce L. Pickett, District Judge, sitting in open court at Blackfoot, Idaho.

Court Reporter Mary Fox and Court Clerk Brandee Cammack were present.

Bingham County Prosecuting Attorney Cleve Colson appeared. The defendant appeared with Attorney Stephen Blaser for Sentencing.

On August 18, 2016, the defendant was informed of all rights, the nature of the charges against him, and the possible penalties.

On October 25, 2016, the defendant entered a guilty plea to the crime of Count I - Vehicular Manslaughter, a felony, a violation of I.C. § 18-4006(3)(b), committed on or about June 14, 2016 as alleged in the Prosecuting Attorney's Information filed August 5, 2016.

The defendant was asked as to any legal cause why judgment should not be pronounced. No sufficient cause being shown or appearing to the Court why judgment should not be rendered;

IT IS ORDERED, ADJUDGED AND DECREED that the defendant is guilty of the charge

of Count I - Vehicular Manslaughter as outlined in the Prosecuting Attorney's Information.

IT IS FURTHER ADJUDGED THAT SAID DEFENDANT BE, AND HEREBY IS, SENTENCED, PURSUANT TO IDAHO CODE §19-2521, TO THE CUSTODY OF THE IDAHO STATE BOARD OF CORRECTION, TO BE HELD AND INCARCERATED BY SAID BOARD IN A SUITABLE PLACE, to a unified term of fifteen (15) years, of which three (3) years are fixed and determinate and twelve (12) are indeterminate.

IT IS FURTHER ORDERED that pursuant to the defendant's plea agreement with the State, Counts, II, III and IV of the Prosecuting Attorney's Information are dismissed.

Pursuant to I.C. §18-309, the defendant shall be given credit of 66 days for the time served upon the charge specified herein.

IT IS FURTHER ORDERED that the defendant shall pay the following: court costs in the amount of \$275.50; and a fine in the amount of \$1,000.00.

As to restitution and reimbursement, the Plaintiff's Motion for Restitution and Motion for Reimbursement were not addressed. The Court instructed the Plaintiff to schedule said Motions for hearing at a time convenient for the Court and Counsel.

IT IS FURTHER ORDERED THAT THE SENTENCE SHALL COMMENCE IMMEDIATELY UPON SENTENCE BEING IMPOSED.

IT IS FURTHER ORDERED that the defendant be committed to the custody of the Sheriff of Bingham County, Idaho, for delivery forthwith to the custody of the Idaho State Board of Correction at the Idaho State Penitentiary or other facility within the State designated by the State Board of Correction.

IT IS FURTHER ORDERED that the Clerk shall deliver a copy of this Order to the Bingham County Sheriff, which shall serve as the commitment of the defendant.

IT IS FURTHER ORDERED that the defendant shall provide a DNA sample and/or thumbprint pursuant to I.C. §19-5507(2) and the order of this Court.

The defendant is notified that failure to provide the required DNA sample and/or thumbprint impression is a felony. If defendant is placed on probation at the time of sentencing, defendant's compliance with this order is a condition of probation and failure to comply with this order shall result in a violation of probation.

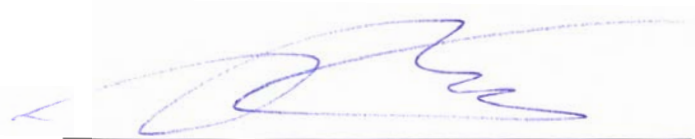
IT IS FURTHER ORDERED that the property bond is hereby EXONERATED, and that any cash bond posted is hereby retained in the custody of Bingham County pending the resolution

of the Plaintiff's Motion for Restitution, minus the conversion as to applied to fines, fees and/or costs.

IT IS FURTHER ORDERED that the pre-sentence investigation report shall be sealed and cannot be opened without a Court order authorizing release of the report or parts thereof.

The defendant was advised of the right to appeal this sentence and the right to counsel on appeal. The defendant is further advised of the right to seek post-conviction relief (I.C. §19-4901 *et. seq.*) and the right to seek leniency pursuant to Rule 35 of the Idaho Criminal Rules.

Dated this 12th day of January 2017.



Bruce L. Pickett
District Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 12th day of January 2017, I served a true copy of the foregoing document to the person(s) listed below in the manner indicated:

Prosecuting Attorney's Office

☒ Courthouse Box

Stephen Blaser, Esq.

☒ Courthouse Box

Bingham County Sheriff / Jail

☒ Courthouse Box

☐ Fax: 785-8055

Idaho Department of Probation & Parole

☒ E-Mail

Idaho Department of Corrections
Central Records

☒ E-Mail

CCDSentencingD7@doc.idaho.gov

PAMELA W. ECKHARDT,
Clerk of the Court

Pamela W. Eckhardt
Deputy Clerk



CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff



IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

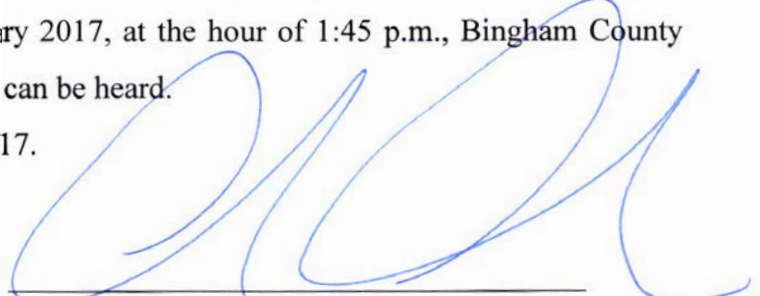
Defendant.

Case No. CR-2016-4577

NOTICE OF HEARING

YOU WILL PLEASE TAKE NOTICE that the Plaintiff will call up for hearing it's Motion
To Set Restitution on the 9th day of February 2017, at the hour of 1:45 p.m., Bingham County
Courthouse, or as soon thereafter as counsel can be heard.

DATED this 19th day of January 2017.



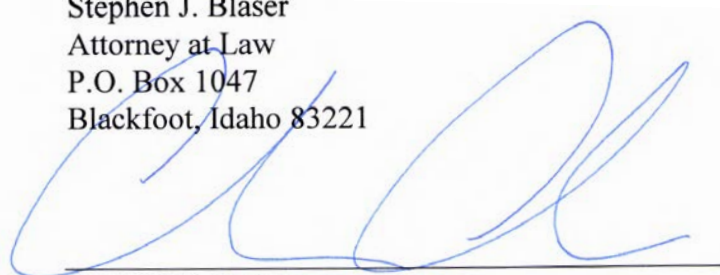
CLEVE B. COLSON
Bingham County Prosecuting Attorney

CERTIFICATE OF SERVICE

I certify that on the 19th day of January 2017, I served a true and correct copy of the foregoing upon the following person(s) in the manner(s) indicated:

- ☐ Mail
- ☐ Fax
- ☐ Hand Delivered
- ☒ Designated Courthouse Box

Stephen J. Blaser
Attorney at Law
P.O. Box 1047
Blackfoot, Idaho 83221



CLEVE B. COLSON

17-4577

01/25/17
10:38

Bannock County Sheriff's Office
Statement of Process Costs

MAGISTRATE DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

Page: 1
2017 JAN 27 PM 4:16

Responsible Party:

BINGHAM COUNTY PROSECUTOR
501 N. MAPLE #302
BLACKFOOT, ID 83221

[Process Number: 17-B00311
[Court Case No.: CR20164577
[Criminal Subpoena

PAMELA W. ECKHARDT CLERK
BY _____ DEPUTY

STATE OF IDAHO (Plaintiff)
POCATELLO, ID 83209

DILLON GRANT GIBSON (Defendant)
189 ALEXANDER BLVD BLACKFOOT, ID 83221

GREGORY B MURRAY (Witness)
835 SPY GLASS PT POCATELLO, ID 83201

Date	Seq	Docno	Typ	Description	Amount
-----	---	-----	---	-----	-----
FINAL REFUND DUE :					0.00

I hereby certify that the refund due is correct and payable. If not contacted within ten days, this statement will be considered correct.

Lorin Nielsen, Sheriff
Bannock County Sheriffs Office
5800 S 5TH AVE; BCSO SHERIFF
POCATELLO, Idaho 83201

By: C. Steel
Deputy

2017 JAN 27 PM 4:17

State of Idaho
Bannock County Sheriffs Office
Civil Division
POCATELLO, ID 83201

CASE
PAMELA M. ECKHARDT CLERK
BY BO DEPUTY

Process Number: 17-B00311

Court Number: CR20164577

I, Lorin Nielsen, Sheriff of Bannock County Sheriffs Office do hereby certify that I received the within and foregoing Criminal Subpoena on 23rd day of January, 2017, and that I served the same on:

GREGORY B MURRAY
835 SPY GLASS PT
POCATELLO, ID 83201

(Witness)

Served on: 24th day of January, 2017 at 13:49:00
Served to: GREGORY B MURRAY
835 SPY GLASS PT
POCATELLO, ID 83201

by MIKE DAHLQUIST
()

Returned on the 25th day of January, 2017

I, Lorin Nielsen, Sheriff of Bannock County Sheriffs Office do hereby certify that I received the within and foregoing Criminal Subpoena on 23rd day of January, 2017, and that I served the same on:

Served on 24th day of January, 2017 at 13:49:00

Dated the 25th day of January, 2017

Lorin Nielsen, Sheriff
Bannock County Sheriffs Office, Idaho

BY: C. Steele

Authorized Representative
Civil Division

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

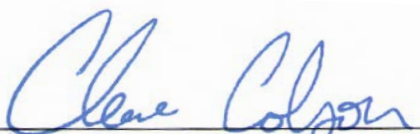
SUBPOENA

(Restitution Hearing)

TO: **Greg Murray, Special Claims Representative**
835 Spyglass Point
Pocatello, Idaho 83201

YOU ARE HEREBY COMMANDED TO appear before the Honorable Bruce L. Pickett, Attorney at Law, at the Bingham County Courthouse, on **Thursday, February 9, 2017, Courtroom #1, at 1:45 p.m.**, as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.**

DATED this 19th day of January 2017.



CLEVE B. COLSON
Bingham County Prosecuting Attorney

1j-4577

MAGISTRATE DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

01/25/17
16:28

Bannock County Sheriff's Office
Statement of Process Costs

Page: 1007
2017 JAN 31 AM 11:03

Responsible Party:

BINGHAM COUNTY PROSECUTOR
501 N. MAPLE #302
BLACKFOOT, ID 83221

[Process Number: 17-B00310

[Court Case No.: CR20164577

[Criminal Subpoena

BY ECKHARDT CLERK

BY _____ DEPUTY

STATE OF IDAHO (Plaintiff)

POCATELLO, ID 83209

DILLON GRANT GIBSON (Defendant)

189 ALEXANDER BLVD BLACKFOOT, ID 83221

AMERICAN FAMILY INSURANCE (Witness)

210 W BURNSIDE AVE; Ste D CHUBBUCK, ID 83202

Date	Seq	Docno	Typ	Description	Amount
-----	---	-----	---	-----	-----
FINAL REFUND DUE :					0.00

I hereby certify that the refund due is correct and payable. If not contacted within ten days, this statement will be considered correct.

Lorin Nielsen, Sheriff
Bannock County Sheriffs Office
5800 S 5TH AVE; BCSO SHERIFF
POCATELLO, Idaho 83201

By:

Deputy

C. Steel

2017 JAN 31 AM 11:03

State of Idaho
Bannock County Sheriffs Office
Civil Division
POCATELLO, ID 83201

CASE 1
PAMELA W. ROCKHART CLERK
BY [Signature] DEPUTY

Process Number: 17-B00310

Court Number: CR20164577

I, Lorin Nielsen, Sheriff of Bannock County Sheriffs Office do hereby certify that I received the within and foregoing Criminal Subpoena on 23rd day of January, 2017, and that I served the same on:

AMERICAN FAMILY INSURANCE
210 W BURNSIDE AVE; Ste D
CHUBBUCK, ID 83202

(Witness)

Served on: 25th day of January, 2017 at 15:10:00

by P Nickel

Served to: MARK JOHNSON

()

210 W BURNSIDE AVE; Ste D
CHUBBUCK, ID 83202

Returned on the 25th day of January, 2017

I, Lorin Nielsen, Sheriff of Bannock County Sheriffs Office do hereby certify that I received the within and foregoing Criminal Subpoena on 23rd day of January, 2017, and that I served the same on:

Served on 25th day of January, 2017 at 15:10:00

Dated the 25th day of January, 2017

Lorin Nielsen, Sheriff
Bannock County Sheriffs Office, Idaho

BY: [Signature]

Authorized Representative
Civil Division

CLEVE B. COLSON

BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON

Bingham County Prosecuting Attorney

501 N. Maple, #302

Blackfoot, Idaho 83221-1700

Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

SUBPOENA

(Restitution Hearing)

TO: **Mark Johnson – Agent**
American Family Insurance
190 Burnside, Ave. Ste A
Chubbuck, Idaho 83202

YOU ARE HEREBY COMMANDED TO appear before the Honorable Bruce L. Pickett, Attorney at Law, at the Bingham County Courthouse, on **Thursday, February 9, 2017, Courtroom #1, at 1:45 p.m.**, as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.**

DATED this 19th day of January 2017.


CLEVE B. COLSON

Bingham County Prosecuting Attorney

2017 FEB -1 PM 4:11

State of Idaho
Bannock County Sheriffs Office
Civil Division
POCATELLO, ID 83201

CAS.
PAMELA W. ECKHARDT CLERK
BY  DEPUTY

Process Number: 17-B00309

Court Number: CR20164577

I, Lorin Nielsen, Sheriff of Bannock County Sheriffs Office do hereby certify that I received the within and foregoing Criminal Subpoena on 23rd day of January, 2017, and that I served the same on:

BRANDON MICHAEL HENRY
1730 W QUINN #58
POCATELLO, ID 83202

(Witness)

Served on: 26th day of January, 2017 at 11:10:00

by P Nickel

Served to: BRANDON M HENRY

()

1730 W QUINN #58
POCATELLO, ID 83202

Returned on the 26th day of January, 2017

I, Lorin Nielsen, Sheriff of Bannock County Sheriffs Office do hereby certify that I received the within and foregoing Criminal Subpoena on 23rd day of January, 2017, and that I served the same on:

Served on 26th day of January, 2017 at 11:10:00

Dated the 26th day of January, 2017

Lorin Nielsen, Sheriff
Bannock County Sheriffs Office, Idaho

BY: 

Authorized Representative
Civil Division

17-4577

MAGISTRATE DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO
1007
Page: 1
2017 FEB -1 PM 4:10

01/26/17
14:11

Bannock County Sheriff's Office
Statement of Process Costs

Responsible Party:
BINGHAM COUNTY PROSECUTOR
501 N. MAPLE #302
BLACKFOOT, ID 83221

[Process Number: 17-B00309
[Court Case No.: CR20164577
[Criminal Subpoena

BY PAULE W. ECKHARDT CLERK
DEPUTY

STATE OF IDAHO (Plaintiff)
POCATELLO, ID 83209

DILLON GRANT GIBSON (Defendant)
189 ALEXANDER BLVD BLACKFOOT, ID 83221

BRANDON MICHAEL HENRY (Witness)
1730 W QUINN #58 POCATELLO, ID 83202

Date	Seq	Docno	Typ	Description	Amount
-----	---	-----	---	-----	-----
				FINAL REFUND DUE :	0.00

I hereby certify that the refund due is correct and payable. If not contacted within ten days, this statement will be considered correct.

Lorin Nielsen, Sheriff
Bannock County Sheriffs Office
5800 S 5TH AVE; BCSO SHERIFF
POCATELLO, Idaho 83201

By: C. Steel
Deputy

CLEVE B. COLSON

BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON

Bingham County Prosecuting Attorney

501 N. Maple, #302

Blackfoot, Idaho 83221-1700

Telephone: (208)782-3101

Attorney for the Plaintiff

MAGISTRATE DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

2017 FEB -1 PM 4:11

CASE #
PAMELA W. ECKHARDT CLERK
BY _____ DEPUTY

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

SUBPOENA

(Restitution Hearing)

TO: **BRANDON MICHAEL HENRY** (D.O.B.: 7/16/1983)
1730 W. Quinn #58
Pocatello, ID 83202

YOU ARE HEREBY COMMANDED TO appear before the Honorable Bruce L. Pickett, Attorney at Law, at the Bingham County Courthouse, on **Thursday, February 9, 2017, Courtroom #1, at 1:45 p.m.**, as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.**

DATED this 19th day of January 2017.


CLEVE B. COLSON

Bingham County Prosecuting Attorney

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

2017 FEB -2 AM 11:07

CASE #
PAMELA W. ECKHARDT CLERK
BY 30 DEPUTY

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

AMENDED NOTICE OF HEARING

YOU WILL PLEASE TAKE NOTICE that the Plaintiff will call up for hearing it's Motion to Set Restitution on March 23, 2017, at 1:30 p.m., Courtroom #1, Bingham County Courthouse, or as soon thereafter as counsel can be heard.

DATED this 15th day of February 2017.

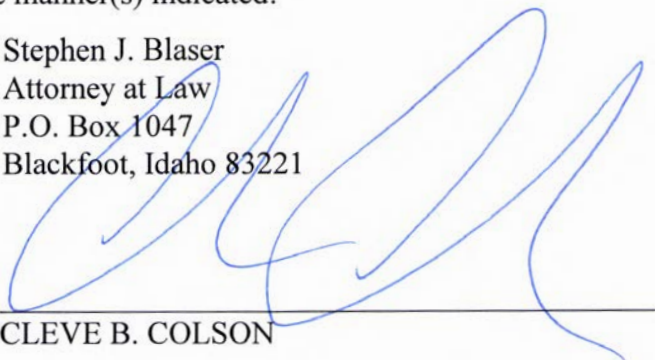
CLEVE B. COLSON
Bingham County Prosecuting Attorney

CERTIFICATE OF SERVICE

I certify that on the 15th day of February 2017, I served a true and correct copy of the foregoing upon the following person(s) in the manner(s) indicated:

- ☐ Mail
- ☐ Fax
- ☐ Hand Delivered
- ☒ Designated Courthouse Box

Stephen J. Blaser
Attorney at Law
P.O. Box 1047
Blackfoot, Idaho 83221



CLEVE B. COLSON

CRAIG ROWLAND
(208) 785-8040

BINGHAM COUNTY SHERIFF'S OFFICE
501 N. MAPLE # 405
BLACKFOOT, ID 83221

Paper ID: 2017001955
FEB 13 PM 4:22

PERSONAL RETURN OF SERVICE

CAS
PAMELA M. ECKHARDT CLERK
BY [Signature] DEPUTY

STATE OF IDAHO (COURTS)

-- VS --

PLAINTIFF(S)

COURT: BINGHAM

CASE NO: CR-16-4577

DILLON GRANT GIBSON

DEFENDANT(S)

PAPER(S) SERVED:
SUBPOENA

I, CRAIG ROWLAND, SHERIFF OF BINGHAM COUNTY, STATE THAT THE ABOVE DESCRIBED DOCUMENTS WERE DELIVERED TO ME FOR SERVICE ON THE 19TH DAY OF JANUARY 2017.

I HEREBY CERTIFY THAT, ON THE 3RD DAY OF FEBRUARY 2017, AT 12:30 O'CLOCK P.M., I, JAKE YANCEY, BEING DULY AUTHORIZED, SERVED THE ABOVE DESCRIBED DOCUMENTS IN THE ABOVE-ENTITLED MATTER UPON

***** NEILS DONALD ANDERSON *****

PERSONALLY AT: 885 PEARL BLACKFOOT ID 83221

WITHIN THE COUNTY OF BINGHAM, STATE OF IDAHO.

DATED THIS 6TH DAY OF FEBRUARY 2017.

CRAIG ROWLAND
SHERIFF

SHERIFF'S FEES: 0.00
TOTAL COLLECTED TO DATE: 0.00
AMOUNT UNCOLLECTED: 0.00

BY [Signature] 361
JAKE YANCEY
SERVING OFFICER

BY [Signature]
RICHARD OTTERSTROM
RETURNING OFFICER

CLEVE BYRD COLSON
501 N MAPLE
BLACKFOOT, ID 83221

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

SUBPOENA

(Restitution Hearing)

TO: **NEILS DONALD ANDERSON** (D.O.B.: 12/14/1944)
885 Pearl
Blackfoot, ID 83221

YOU ARE HEREBY COMMANDED TO appear before the Honorable Bruce L. Pickett,
Attorney at Law, at the Bingham County Courthouse, on **Thursday, February 9, 2017, Courtroom
#1, at 1:45 p.m.**, as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE
PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.**

DATED this 19th day of January 2017.

CLEVE B. COLSON
Bingham County Prosecuting Attorney

19-17

2017 FEB 28 PM 12:52

Seventh Judicial District Court, State of Idaho
In and For the County of Bingham
501 N. Maple #402
Blackfoot, Idaho 83221-1700

CASE #
PAMELA W. ECKHARDT CLERK
BY [Signature] DEPUTY

STATE OF IDAHO,

Plaintiff.

vs.

Case No: CR-2016-0004577

DILLON G GIBSON #83099
ST. ANTHONY WORK CENTER GENERAL HOUSING
125 N 8th West
St. Anthony, Idaho 83445
Defendant.

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the above-entitled case is hereby set for:

Plaintiff's Motion For Restitution
Thursday, April 6, 2017
02:30 PM
Judge: Bruce L. Pickett
Courtroom: District

I hereby certify that the foregoing is a true and correct copy of this Notice of Hearing entered by the Court and on file in this office. I further certify that copies of this Notice were served as follows on this date Tuesday, February 28, 2017.

Defendant: Dillon G Gibson

☒ U.S. Mail ☐ Courthouse Box - Jail ☐ Hand delivered ☐ Email

Stephen J. Blaser
P O Box 1047
Blackfoot ID 83221

☐ U.S. Mail ☒ Courthouse Box ☐ Hand delivered ☐ Email

Prosecutor:
Cleve B. Colson
501 N. Maple #302
Blackfoot ID 83221

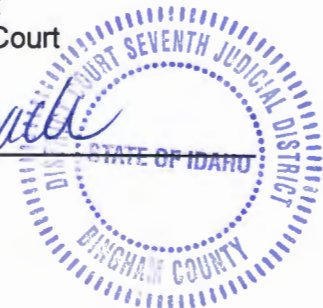
☐ U.S. Mail ☒ Courthouse Box ☐ Hand delivered ☐ Email

Dated: Tuesday, February 28, 2017

Pamela W. Eckhardt
Clerk of the District Court

By: [Signature]

Deputy Clerk



MAGISTRATE DIVISION
DISTRICT COURT
NINTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

2017 MAR 27 PM 4:23

State of Idaho
Bannock County Sheriffs Office
Civil Division
POCATELLO, ID 83201

PAMELA W. LOCKHART CLERK
BY [Signature] DEPUTY

Process Number: 17-B01159

Court Number: CR20164577

I, Lorin Nielsen, Sheriff of Bannock County Sheriffs Office do hereby certify that I received the within and foregoing Criminal Subpoena on 20th day of March, 2017, and that I served the same on:

BRANDON MICHAEL HENRY
1730 W QUINN #58
POCATELLO, ID 83202

(Witness)

Served on: 22nd day of March, 2017 at 12:46:00
Served to: BRANDON M HENRY
2167 GARRETT WAY; PREMIER COLLISION
Pocatello, ID 83201

by M D HART
()

Returned on the 22nd day of March, 2017

I, Lorin Nielsen, Sheriff of Bannock County Sheriffs Office do hereby certify that I received the within and foregoing Criminal Subpoena on 20th day of March, 2017, and that I served the same on:

Served on 22nd day of March, 2017 at 12:46:00
POE

Dated the 22nd day of March, 2017

Lorin Nielsen, Sheriff
Bannock County Sheriffs Office, Idaho

BY: [Signature]

Authorized Representative
Civil Division

lj-4577

03/22/17
13:11

Bannock County Sheriff's Office
Statement of Process Costs

Page: 1007
1

Responsible Party:

BINGHAM COUNTY PROSECUTOR
501 N. MAPLE #302
BLACKFOOT, ID 83221

[Process Number: 17-B01159
[Court Case No.: CR20164577
[Criminal Subpoena

STATE OF IDAHO (Plaintiff)
POCATELLO, ID 83209

DILLON GRANT GIBSON (Defendant)
189 ALEXANDER BLVD BLACKFOOT, ID 83221

BRANDON MICHAEL HENRY (Witness)
1730 W QUINN #58 POCATELLO, ID 83202

Date	Seq	Docno	Typ	Description	Amount
-----	---	-----	---	-----	-----
FINAL REFUND DUE :					0.00

I hereby certify that the refund due is correct and payable. If not contacted within ten days, this statement will be considered correct.

Lorin Nielsen, Sheriff
Bannock County Sheriffs Office
5800 S 5TH AVE; BCSO SHERIFF
POCATELLO, Idaho 83201

By: C. Steele
Deputy

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Deputy Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON,

Defendant.

Case No. CR-2016-4577

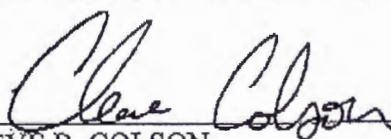
**SUBPOENA
(RESTITUTION HEARING)**

STATE OF IDAHO

TO: BRANDON HENRY (D.O.B. [REDACTED])
1730 W. QUINN #58
POCATELLO, IDAHO 83202

YOU ARE HEREBY COMMANDED TO appear before the Honorable Bruce L. Pickett,
District Judge, at the Bingham County Courthouse, Courtroom #1, on the 6th day of April 2017, at
2:30 o'clock p.m., as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE
PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.**

DATED this 16th day of March 2017.



CLEVE B. COLSON
Prosecuting Attorney

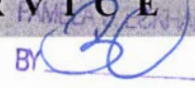
Magistrate Division
District Court
Ninth Judicial District
Bingham County, Idaho

CRAIG ROWLAND
(208) 785-8040

BINGHAM COUNTY SHERIFF'S OFFICE
501 N. MAPLE # 405
BLACKFOOT, ID 83221

Paper ID: 208700808 4:37

PERSONAL RETURN OF SERVICE

BY  DEPUTY CLERK

STATE OF IDAHO (COURTS)

-- VS --

PLAINTIFF(S)

COURT: BINGHAM

CASE NO: CR-16-4577

DILLON GRANT GIBSON

DEFENDANT(S)

PAPER(S) SERVED:
SUBPOENA

I, CRAIG ROWLAND, SHERIFF OF BINGHAM COUNTY, STATE THAT THE ABOVE DESCRIBED DOCUMENTS WERE DELIVERED TO ME FOR SERVICE ON THE 16TH DAY OF MARCH 2017.

I HEREBY CERTIFY THAT, ON THE 23RD DAY OF MARCH 2017, AT 7:22 O'CLOCK P.M., I, JORDYN NEBEKER, BEING DULY AUTHORIZED, SERVED THE ABOVE DESCRIBED DOCUMENTS IN THE ABOVE-ENTITLED MATTER UPON

***** NEILS DONALD ANDERSON *****

PERSONALLY AT: 885 PEARL BLACKFOOT ID 83221

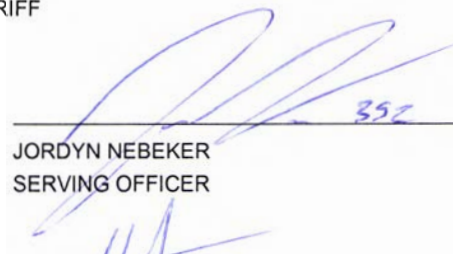
WITHIN THE COUNTY OF BINGHAM, STATE OF IDAHO.

DATED THIS 27TH DAY OF MARCH 2017.


CRAIG ROWLAND
SHERIFF

SHERIFF'S FEES: 0.00
TOTAL COLLECTED TO DATE: 0.00
AMOUNT UNCOLLECTED: 0.00

BY


JORDYN NEBEKER
SERVING OFFICER

BY


RICHARD OTTERSTROM
RETURNING OFFICER

CLEVE BYRD COLSON
501 N MAPLE
BLACKFOOT, ID 83221

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

RECEIVED
2016 APR 14 4:11

CLEVE B. COLSON
Deputy Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON,

Defendant.

Case No. CR-2016-4577

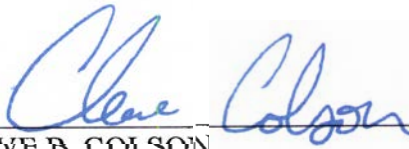
**SUBPOENA
(RESTITUTION HEARING)**

STATE OF IDAHO

TO: NEILS D. ANDERSON (D.O.B. [REDACTED])
885 PEARL DRIVE
BLACKFOOT, IDAHO 83221

YOU ARE HEREBY COMMANDED TO appear before the Honorable Bruce L. Pickett,
District Judge, at the Bingham County Courthouse, Courtroom #1, on the 6th day of April 2017, at
2:30 o'clock p.m., as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE
PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.**

DATED this 16th day of March 2017.



CLEVE B. COLSON
Prosecuting Attorney

2017 MAR 31 PM 4:13

State of Idaho
Bannock County Sheriffs Office
Civil Division
POCATELLO, ID 83201

BW

Process Number: 17-B01164

Court Number: CR20164577

I, Lorin Nielsen, Sheriff of Bannock County Sheriffs Office do hereby certify that I received the within and foregoing Criminal Subpoena on 20th day of March, 2017, and that I served the same on:

[REDACTED]

(Witness)

Served on: 24th day of March, 2017 at 09:43:00
Served to: GREG MURRAY
835 SPYGLASS PT
Pocatello, ID 83201

by J TAYSOM
()

Returned on the 28th day of March, 2017

I, Lorin Nielsen, Sheriff of Bannock County Sheriffs Office do hereby certify that I received the within and foregoing Criminal Subpoena on 20th day of March, 2017, and that I served the same on:

Served on 24th day of March, 2017 at 09:43:00

Dated the 28th day of March, 2017

Lorin Nielsen, Sheriff
Bannock County Sheriffs Office, Idaho

BY: _____

C. Steele

Authorized Representative
Civil Division

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Deputy Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON,

Defendant.

Case No. CR-2016-4577

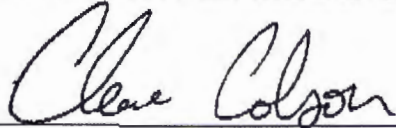
**SUBPOENA
(RESTITUTION HEARING)**

STATE OF IDAHO

TO: Greg Murray, Special Claims Representative
835 Spyglass Point
Pocatello, Idaho 83201

YOU ARE HEREBY COMMANDED TO appear before the Honorable Bruce L. Pickett, District Judge, at the Bingham County Courthouse, Courtroom #1, on the 6th day of April 2017, at 2:30 o'clock p.m., as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.**

DATED this 16th day of March 2017.



CLEVE B. COLSON
Prosecuting Attorney

lj-4577

03/28/17
15:56

Bannock County Sheriff's Office
Statement of Process Costs

1007
Page: 1
2017 MAR 31 PM 4:13

Responsible Party:

BINGHAM COUNTY PROSECUTOR
501 N. MAPLE #302
BLACKFOOT, ID 83221

[Process Number: 17-B01164
[Court Case No.: CR20164577
[Criminal Subpoena

STATE OF IDAHO (Plaintiff)

POCATELLO, ID 83209

DILLON GRANT GIBSON (Defendant)

189 ALEXANDER BLVD BLACKFOOT, ID 83221



Date	Seq	Docno	Typ	Description	Amount
FINAL REFUND DUE :					0.00

I hereby certify that the refund due is correct and payable. If not contacted within ten days, this statement will be considered correct.

Lorin Nielsen, Sheriff
Bannock County Sheriffs Office
5800 S 5TH AVE; BCSO SHERIFF
POCATELLO, Idaho 83201

By:

C. Steele
Deputy

2017 MAR 31 PM 4:13

State of Idaho
Bannock County Sheriffs Office
Civil Division
POCATELLO, ID 83201

BU

Process Number: 17-B01158

Court Number: CR20164577

I, Lorin Nielsen, Sheriff of Bannock County Sheriffs Office do hereby certify that I received the within and foregoing Criminal Subpoena on 20th day of March, 2017, and that I served the same on:

AMERICAN FAMILY INSURANCE
210 W BURNSIDE AVE; Ste D
CHUBBUCK, ID 83202

(Witness)

Served on: 27th day of March, 2017 at 10:06:00

by P Nickel

Served to: MARK JOHNSON

()

210 W BURNSIDE AVE; Ste D
CHUBBUCK, ID 83202

Returned on the 28th day of March, 2017

I, Lorin Nielsen, Sheriff of Bannock County Sheriffs Office do hereby certify that I received the within and foregoing Criminal Subpoena on 20th day of March, 2017, and that I served the same on:

Served on 27th day of March, 2017 at 10:06:00

Dated the 28th day of March, 2017

Lorin Nielsen, Sheriff
Bannock County Sheriffs Office, Idaho

BY: _____

Authorized Representative
Civil Division

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Deputy Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON,

Defendant.

Case No. CR-2016-4577

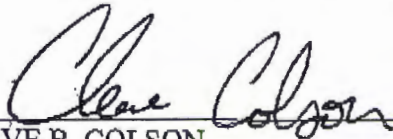
SUBPOENA
(RESTITUTION HEARING)

STATE OF IDAHO

TO: **MARK JOHNSON – AGENT**
American Family Insurance
190 Burnside Ave. Ste A
Chubbuck, Idaho 83020

YOU ARE HEREBY COMMANDED TO appear before the Honorable Bruce L. Pickett, District Judge, at the Bingham County Courthouse, Courtroom #1, on the 6th day of April 2017, at 2:30 o'clock p.m., as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.**

DATED this 16th day of March 2017.


CLEVE B. COLSON
Prosecuting Attorney

lj-4577

03/28/17
16:45

Bannock County Sheriff's Office
Statement of Process Costs

Page: 1007
1

2017 APR 31 PM 4:13

Responsible Party:

BINGHAM COUNTY PROSECUTOR
501 N. MAPLE #302
BLACKFOOT, ID 83221

[Process Number: 17-B01158
[Court Case No.: CR20164577
[Criminal Subpoena

JTY

STATE OF IDAHO (Plaintiff)
POCATELLO, ID 83209

DILLON GRANT GIBSON (Defendant)
189 ALEXANDER BLVD BLACKFOOT, ID 83221

AMERICAN FAMILY INSURANCE (Witness)
210 W BURNSIDE AVE; Ste D CHUBBUCK, ID 83202

Date	Seq	Docno	Typ	Description	Amount
-----	---	-----	---	-----	-----
FINAL REFUND DUE :					0.00

I hereby certify that the refund due is correct and payable. If not contacted within ten days, this statement will be considered correct.

Lorin Nielsen, Sheriff
Bannock County Sheriffs Office
5800 S 5TH AVE; BCSO SHERIFF
POCATELLO, Idaho 83201

By:

Deputy 

2017 APR -5 PM 4: 34

CASE #
PAMELA W. EDWARDS CLERK
BY BC DEPUTY

CLEVE B. COLSON
Bingham County Prosecuting Attorney

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

**AMENDED MOTION
TO SET RESTITUTION**

COMES NOW the State of Idaho through Cleve B. Colson, Bingham County Prosecuting Attorney for Bingham County and moves the Court, pursuant to I.C. §19-5304, to order that the defendant make restitution payable to the Clerk of the Court in the amount of \$485,161.80, for the benefit of the following:

Bill Hong Estate\$12,475.00
Don Hong, Personal Representative
1120 Packer
Blackfoot, Idaho 83221

Farm Bureau Mutual Insurance Company of Idaho\$353,400.00
P.O. Box 4848
Pocatello, Idaho 83201

Frontier Adjusters of Idaho Falls / Pocatello\$105,259.65
P.O. Box 50734
Idaho Falls, Idaho 83405

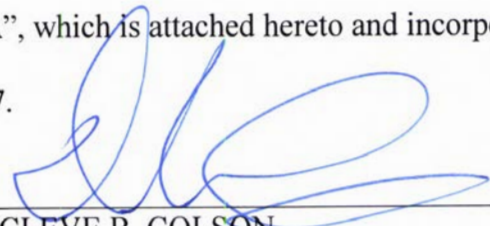
Amnd

Brandon Henry\$10,500.00
Kiley Southworth
1730 W. Quinn #58
Pocatello, Idaho 83202

Neils Anderson\$3,527.15
885 Pearl
Blackfoot, Idaho 83221

This motion is based upon State's Exhibit "A", which is attached hereto and incorporated by this reference herein.

DATED this 5 day of April 2017.



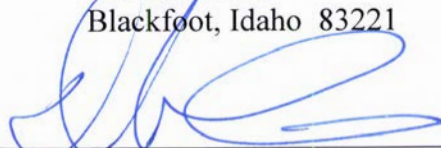
CLEVE B. COLSON
Bingham County Prosecuting Attorney

CERTIFICATE OF SERVICE

I certify that on the 5 day of December 2016, I served a true and correct copy of the foregoing upon the following person(s) in the manner(s) indicated:

- () first class mail
() hand delivery
(X) designated courthouse box

Stephen Blaser, Esq.
P.O. Box 1047
Blackfoot, Idaho 83221



CLEVE B. COLSON

Lori Jorgensen

From: King, Lauri A <LKIN2@amfam.com>
Sent: Tuesday, March 28, 2017 08:21 AM
To: Lori Jorgensen
Cc: King, Lauri A
Subject: 815-064547

This is to confirm our conversation that we are pursuing the damages through Allstate Insurance Company. Therefore we will not be seeking restitution. Thanks and have a nice day.

Lauri A. King
Subrogation Adjuster
American Family Insurance Company
Email lkln2@amfam.com
Phone 303-792-0740 or 800-MY AMFAM Ext. 51267
Fax: 720-875-0896
Basic claim information, when you want it... www.amfam.com/claims

American Family Insurance Company | American Family Life Insurance Company | American Family Mutual Insurance Company, S.I. | American Standard Insurance Company of Ohio | American Standard Insurance Company of Wisconsin | Midvale Indemnity Company | Home Office - 6000 American Parkway | Madison, WI 53783
Permanent General Assurance Corporation | Permanent General Assurance Corporation of Ohio | The General Automobile Insurance Company, Inc. DBA The General® | Home Office - 2636 Elm Hill Pike | Nashville, TN 37214 wholly owned subsidiaries of American Family Mutual Insurance Company, S.I.

*If you are not the intended recipient, please contact the sender and delete this e-mail, any attachments and all copies.

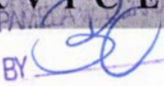
CRAIG ROWLAND
(208) 785-8040

BINGHAM COUNTY SHERIFF'S OFFICE
501 N. MAPLE # 405
BLACKFOOT, ID 83221

MAGISTRATE DIVISION
DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

Paper ID: -6201700806

PERSONAL RETURN OF SERVICE

BY  DEPUTY CLERK

STATE OF IDAHO (COURTS)

-- VS --

PLAINTIFF(S)

COURT: BINGHAM

CASE NO: CR-16-4577

DILLON GRANT GIBSON

DEFENDANT(S)

PAPER(S) SERVED:
SUBPOENA

I, CRAIG ROWLAND, SHERIFF OF BINGHAM COUNTY, STATE THAT THE ABOVE DESCRIBED DOCUMENTS WERE DELIVERED TO ME FOR SERVICE ON THE 16TH DAY OF MARCH 2017.

I HEREBY CERTIFY THAT, ON THE 30TH DAY OF MARCH 2017, AT 7:12 O'CLOCK P.M., I, JAKE YANCEY, BEING DULY AUTHORIZED, SERVED THE ABOVE DESCRIBED DOCUMENTS IN THE ABOVE-ENTITLED MATTER UPON

***** DONALD K HONG *****

PERSONALLY AT: 1120 PACKER DR BLACKFOOT ID 83221

WITHIN THE COUNTY OF BINGHAM, STATE OF IDAHO.

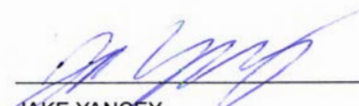
DATED THIS 3RD DAY OF APRIL 2017.

CRAIG ROWLAND
SHERIFF

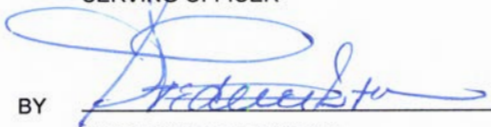
SHERIFF'S FEES:
TOTAL COLLECTED TO DATE:
AMOUNT UNCOLLECTED:

0.00
0.00
0.00

BY


JAKE YANCEY
SERVING OFFICER

BY


SHIRLEY FEATHERSTON
RETURNING OFFICER

CLEVE BYRD COLSON
501 N MAPLE
BLACKFOOT, ID 83221

RECEIVED
APR 16 2017 4:16

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Deputy Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON,

Defendant.

Case No. CR-2016-4577

SUBPOENA
(RESTITUTION HEARING)

STATE OF IDAHO

TO: DON HONG (D.O.B. [REDACTED])
1120 PACKER
BLACKFOOT, IDAHO 83221

YOU ARE HEREBY COMMANDED TO appear before the Honorable Bruce L. Pickett, District Judge, at the Bingham County Courthouse, Courtroom #1, on the 6th day of April 2017, at 2:30 o'clock p.m., as a witness for the Plaintiff, State of Idaho. **PLEASE CHECK IN AT THE PROSECUTOR'S OFFICE UPON YOUR ARRIVAL FOR THIS HEARING.**

DATED this 16th day of March 2017.

CLEVE B. COLSON
Prosecuting Attorney

2017 APR -7 PM 2:09

**Seventh Judicial District Court, State of Idaho
In and For the County of Bingham
501 N. Maple #402
Blackfoot, Idaho 83221-1700**

CASE #
PAMELA W. ECKHARDT CLERK
BY _____ DEPUTY

STATE OF IDAHO,

Plaintiff.

vs.

DILLON GRANT GIBSON #83099
ST. ANTHONY WORK CENTER GENERAL HOUSING
125 N 8th West
St. Anthony, Idaho 83445
Defendant.

Case No: CR-2016-4577

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the above-entitled case is hereby set for:

**Motion For Restitution
Thursday, June 1, 2017
01:30 PM
Judge: Bruce L. Pickett
Courtroom: District**

I hereby certify that the foregoing is a true and correct copy of this Notice of Hearing entered by the Court and on file in this office. I further certify that copies of this Notice were served as follows on this date Friday, April 7, 2017.

Defendant: Dillon G Gibson

☒ U.S. Mail ☐ Courthouse Box - Jail ☐ Hand delivered ☐ Email

Stephen J. Blaser
P O Box 1047
Blackfoot ID 83221

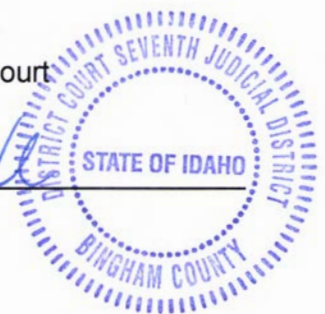
☐ U.S. Mail ☒ Courthouse Box ☐ Hand delivered ☐ Email

Prosecutor:
Cleve B. Colson
501 N. Maple #302
Blackfoot ID 83221

☐ U.S. Mail ☒ Courthouse Box ☐ Hand delivered ☐ Email


Dated: Friday, April 7, 2017
Pamela W. Eckhardt
Clerk of the District Court

By: Pamela W. Eckhardt
Deputy Clerk



DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

2017 APR 12 AM 8:25

CASE #
PAMELA W. RICHARDT CLERK
BY  DEPUTY

**IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM**

STATE OF IDAHO,

Plaintiff,

-vs-

DILLON GRANT GIBSON

DOB 

SSN 

Defendant.

Case No. CR-2016-4577

MINUTE ENTRY

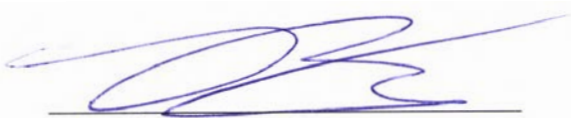
On April 6, 2017, this matter came before the Honorable Bruce L. Pickett, District Judge, sitting in open court in Blackfoot, Idaho.

Court Reporter Mary Fox and Court Clerk Brandee Cammack were present.

Bingham County Chief Deputy Prosecuting Attorney N. Paul Rogers appeared. Attorney Stephen Blaser appeared on behalf of the Defendant for a hearing on Plaintiff's Motion for Restitution.

The Court reviewed the status of the case with counsel. Mr. Rogers made an oral Motion for Continuance and represented the Plaintiff would be filing a Second Amended Motion for Restitution. Mr. Blaser gave comment. The Court granted the continuance, and rescheduled the Plaintiff's Motion for Restitution to be heard on June 1, 2017 at 1:30 p.m.

Court was thus adjourned.


Bruce L. Pickett
District Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 12th day of April 2017, I served a true copy of the foregoing document to the person(s) listed below in the manner indicated:

Prosecutor's Office

☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ E-Mail

Stephen Blaser, Esq.

☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ E-Mail

Pamela W. Eckhardt,
Clerk of the District Court


Deputy Clerk



SEVENTH JUDICIAL DISTRICT COURT, STATE OF IDAHO
IN AND FOR THE COUNTY OF BINGHAM
501 N. MAPLE #402
BLACKFOOT, IDAHO 83221-1700
(208) 785-8040

CLERK OF DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM COUNTY, IDAHO

2017 MAY 10 PM 3:14

STATE OF IDAHO
Plaintiff,

vs.

Dillon G Gibson
1890 Alexander Blvd
Blackfoot, ID 83221-5849
Defendant.

DOB: [REDACTED]

Case No: CR-2016-0004577

NOTICE OF STATE
INCOME TAX WITHHOLDING
AND DIVERSION OF FUNDS
TO THE ABOVE COURT TO PAY
A DELINQUENT DEBT

To: Dillon G Gibson

YOU ARE HEREBY NOTIFIED that the Idaho State Tax Commission, in compliance with I.C. § 1-1624, has withheld your Idaho State Income Tax refund or a portion of your Idaho State Income Tax refund in the amount of the debt, or a portion thereof, owed to the court on this case and any other case(s) which are delinquent.

In the event that the debt owed to the court is greater than the amount of the tax return, your entire tax return has been diverted to pay the court debt.

YOU ARE FURTHER NOTIFIED that if you are the taxpayer obligor in this matter, you may file a written **Request For Administrative Waiver** referencing the above case number to the above identified court within 21 days of the mailing of this notification (not counting Saturday, Sunday or a state holiday as the twenty-first day). However, no issues or claims previously decided in a court order or judgment, or admitted or agreed to shall be considered in connection with a request for an Administrative Waiver.

YOU ARE FURTHER NOTIFIED that if you filed a joint return with the taxpayer obligor in this matter but are not specified to be the obligor in the judgment or agreement creating the debt owed to the court, you may file an written **Objection** within the time limits specified above.

If you have questions about this case, please contact the court listed in this document.

A copy of the receipt for the above tax refund will be attached to this document. This will advise you of the amount of the payment AND the balance which is still owed to the court.

Date: Wednesday, May 10, 2017

The Idaho State Judiciary

NOTICE OF STATE INCOME TAX WITHHOLDING AND DIVERSION OF FUNDS TO THE ABOVE COURT TO
PAY A DELINQUENT DEBT


12/09

DISTRICT COURT
NTH JUDICIAL DIS

2017 MAY 31 PM 4:38

CASE #
PAMELA W. BOYD-ROTT CLERK
BY BC DEPUTY

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

By: 
STEPHEN J. BLASER
Attorney for Defendant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 31 day of May, 2017, a true and correct copy of the foregoing MOTION FOR RELEASE OF BOND MONEY was served by the method indicated below and addressed to each of the following:

Bingham County Prosecutor
Courthouse Box

- ☐ U.S. Mail
- ☒ Fax
- ☐ Courthouse Box
- ☐ Hand-Delivery



STEPHEN J. BLASER

DISTRICT COURT
SEVENTH JUDICIAL DISTRICT

2017 MAY 31 PM 4:58

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 N. Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

CASE
PAMELA J. COOK, CLERK
BY BC DEPUTY

Attorney for the Plaintiff

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

STIPULATION TO SET RESTITUTION

COMES NOW the State of Idaho by and through Cleve B. Colson, Prosecuting Attorney for Bingham County and Stephen J. Blaser, Attorney for the Defendant, and hereby stipulate to Restitution in the above entitle matter, pursuant to I.C. §19-5304, to order that the defendant make restitution payable to the Clerk of the Court in the amount of \$300,000.00, for the benefit of the following:

Frontier Adjusters of Idaho Falls \ Pocatello.....\$100,000.00
P.O. Box 50734
Idaho Falls, Idaho 83405

Farm Bureau Insurance.....\$200,000.00
P.O. Box 4848
Pocatello, Idaho 83201

This motion is based upon State's Exhibit "A", which is attached hereto and incorporated by this reference herein.

DATED this 31 day of May 2017.

Cleve B. Colson
CLEVE B. COLSON
Bingham County Prosecuting Attorney

DATED this 31 day of May, 2017.

Stephen J. Blaser
STEPHEN J. BLASER
Attorney for the Defendant

STEPHEN J. BLASER

BLASER, OLESON & LLOYD, Chartered
Attorneys at Law
285 N.W. Main
P.O. Box 1047
Blackfoot, Idaho 83221
steve@bollaw.net

(208) 785-4700
Fax No. 785-7080
ISB #1923

Attorneys for Defendant

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO,

Plaintiff,

vs.

DILLON GRANT GIBSON,

Defendant.

Case No. CR-2016-4577


NOTICE OF HEARING

PLEASE TAKE NOTICE that the Defendant will call up his MOTION FOR
RELEASE OF BOND MONEY in the above-entitled action on the 6th day of July, 2017,
at the hour of 2:00 p.m. at the Bingham County Courthouse, or a soon thereafter as
counsel can be heard.

DATED AND SIGNED this 2 day of June, 2017.

BLASER, OLESON & LLOYD, Chrt.

By:


STEPHEN J. BLASER
Attorneys for Defendant

DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
BINGHAM

2017 JUN -2 PM 4:38

FILED
BY  CLERK
CLERK

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 2 day of June, 2017, a true and correct copy of the foregoing NOTICE OF HEARING was served by the method indicated below and addressed to each of the following:

Bingham County Prosecutor
Courthouse Box

- ☐ U.S. Mail
- ☐ Fax
- ☒ Courthouse Box
- ☐ Hand-Delivery



STEPHEN J. BLASER

2017 JUL 11 PM 12:53

Seventh Judicial District Court, State of Idaho
In and For the County of Bingham
501 N. Maple #402
Blackfoot, Idaho 83221-1700

CASE
PAMEL

CLERK

BY _____

DEPUTY

STATE OF IDAHO,

Plaintiff.

vs.

Case No: CR-2016-4577

DILLON G GIBSON

1890 Alexander Blvd

Blackfoot, ID 83221-5849

Defendant.

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the above-entitled case is hereby set for:

Motion for Release of Bond Money**Tuesday, August 8, 2017****02:30 PM****Judge: Bruce L. Pickett****Courtroom: District**

I hereby certify that the foregoing is a true and correct copy of this Notice of Hearing entered by the Court and on file in this office. I further certify that copies of this Notice were served as follows on this date Tuesday, July 11, 2017.

Stephen J. Blaser
P O Box 1047
Blackfoot ID 83221

☐ U.S. Mail☒ Courthouse Box☐ Hand delivered☐ Email

Prosecutor:
Cleve B. Colson
501 N. Maple #302
Blackfoot ID 83221

☐ U.S. Mail☒ Courthouse Box☐ Hand delivered☐ EmailDated: Tuesday, July 11, 2017

Pamela W. Eckhardt

Clerk of the District Court

By: Pamela W. Eckhardt

Deputy Clerk



2017 JUL 11 PM 3:34

CLERK
DEPUTY

**IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM**

STATE OF IDAHO,

Plaintiff,

-vs-

DILLON GRANT GIBSON

DOB [REDACTED]

SSN: [REDACTED]

Defendant.

Case No. CR-2016-4577

MINUTE ENTRY

On July 6, 2017, this matter came before the Honorable Bruce L. Pickett, District Judge, sitting in open court in Blackfoot, Idaho.

Court Reporter Mary Fox and Court Clerk Brandee Cammack were present.

Bingham County Deputy Prosecuting Attorney David Cousin appeared. The defendant appeared with Attorney Stephen Blaser for a Defendant's Motion for Release of Bond Money.

The Court inquired as to the Stipulation to Set Restitution filed on May 31, 2017, and the victims not listed. Mr. Blaser offered a status update.

Mr. Cousin gave argument regarding the Defendant's Motion for Release of Bond Money. The Court requested additional memorandum/briefing on the issue. The Court ordered the parties provide additional memorandum/briefing as to the issues raised in the Defendant's Motion for Release of Bond Money, and further ordered the memorandum/briefing be filed with the Court on or before Thursday, August 3, 2017.

The Court rescheduled the Defendant's Motion for Release of Bond Money to be heard on August 8, 2017 at 2:30 p.m.

Court was thus adjourned.



Bruce L. Pickett
District Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 11th day of July 2017, I served a true copy of the foregoing document to the person(s) listed below in the manner indicated:

Prosecutor's Office

☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ E-Mail

Stephen Blaser, Esq.

☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ E-Mail

Pamela W. Eckhardt,
Clerk of the District Court


Deputy Clerk



STEPHEN J. BLASER
MICHAEL A. POPE

2017 JUL 27 PM 3:32

BLASER, OLESON & LLOYD, Chartered
Attorneys at Law
285 N.W. Main
P.O. Box 1047
Blackfoot, Idaho 83221

Phone: (208) 785-4700
Facsimile: (208) 785-7080
Steve@bollaw.net
Michael@bollaw.net
ISB #1923
ISB #6267

CASE #
PAID
BY  CLERK
DEPUTY

Attorneys for Defendant

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO,	)	Case No. CR-2016-4577
)	
Plaintiff,)	
v.	)	BRIEF IN SUPPORT OF
	)	MOTION FOR RELEASE OF
DILLON GRANT GIBSON,	)	BOND MONEY
)	
Defendant.)	

FACTS

Defendant Dillon Grant Gibson ("Gibson") was arrested on June 14, 2016, charged with vehicular manslaughter and leaving the scene of an accident. On June 15, 2016, bail was set by the Court at \$240,000.00. On July 21, 2016, Judy Luis satisfied Mr. Gibson's bail by posting a property bond of \$190,000.00 and posting a \$50,000.00 cash bond.

Mr. Gibson pled guilty to vehicular manslaughter on October 25, 2016. Mr. Gibson remained released on bond due to the \$190,000.00 property bond and

BRIEF IN SUPPORT OF MOTION FOR RELEASE OF BOND MONEY - 1

ORIGINAL 268

\$50,000.00 cash bond posted. See Minute Entry – Change of Plea filed October 28, 2016.

On December 13, 2016, a Motion to Revoke Release with an accompanying Affidavit of Danyett Cloward (“Motion to Revoke Release”) was filed by the State of Idaho due to Mr. Gibson violating the conditions of his release. Also on December 13, 2016, the Court signed and filed an Order Revoking Release and a Warrant issued for Mr. Gibson’s arrest. According to the Repository, a Bench Bond in the amount of \$100,000.00 was set for “Failure to abide by the terms of release”. Mr. Gibson was then picked up and incarcerated as a result of his release being revoked.¹

On December 14, 2016, after Mr. Gibson was arrested and taken into custody on the Warrant, a hearing was held before the Honorable James H. Barrett.² Mr. Gibson appeared *pro se*. Mr. Gibson was advised by Judge Barrett that he was appearing on the Warrant for violations of conditions of his release. Judge Barrett ordered Mr. Gibson’s sentencing for January 10, 2017 (already set), and set bail at \$100,000.00 in addition to the previous posted bond amount (making total bail now at \$340,000.00). Judge Barrett also ruled that the previous bond amount would not be forfeited. Mr. Gibson was then remanded to the custody of the Bingham County Sheriff’s Office.

No bail revocation hearing was scheduled or held by Judge Barrett or any other judge after Mr. Gibson was arrested and put in jail on December 14, 2016. See IDAHO

¹ The Bench Bond in the amount of \$100,000.00 is in addition to the previous bond pursuant to a handwritten entry on the COPY of the Bench Warrant found in the Court Record. This handwritten entry is not found on the ORIGINAL Bench Warrant which is also in the Court Record just on top of the COPY. There is no entry of either Bench Warrant in the Repository’s chronology of documents filed in this matter.

² The information following the footnote indicator in the above paragraph was taken from a Minute Entry dated December 14, 2016. This Minute Entry is also not noted in the Repository’s chronology of documents filed in this matter and was not sent to Mr. Gibson’s attorney of record, Stephen J. Blaser.

CODE § 19-2919(1). The \$190,000.00 property bond and the \$50,000.00 cash bond remained with the Court after Mr. Gibson's release was revoked and he was remanded to the custody of the Sheriff.

Mr. Gibson was sentenced by the Court on January 10, 2017. Mr. Gibson remained in custody from December 14, 2016, until the time of his sentencing; a period of less than one (1) month. On January 12, 2017, two (2) days after sentencing, the \$190,000.00 property bond was exonerated by the Court. The \$50,000.00 cash bond remains with the Court to this day.

The Motion for Release of Bond Money has been filed to release the \$50,000.00 cash bond back to Judy Luis, who posted the money for Mr. Gibson's release along with the property bond. Based upon the below arguments, the Court should release the \$50,000.00 cash bond back to Ms. Luis.

APPLICABLE LAW

IDAHO CODE § 19-2919(1), "Revocation of bail – Violation of conditions of release" states (emphasis added):

Upon its own motion or upon a verified petition alleging that the defendant willfully violated a condition of release, the court may issue a bench warrant directing that the defendant be arrested *and brought before the court for a bail revocation hearing*, or the court may order the defendant to appear before the court at a time certain. *At the bail revocation hearing*, if the court finds that the defendant willfully violated a condition of release and the defendant is present before the court, *the court may revoke the bail and remand the defendant to the custody of the sheriff*. At any time thereafter, the court may reset bail in the same or a new amount and impose conditions of release. If the defendant fails to appear at the bail revocation hearing, the court shall issue a bench warrant for the defendant's arrest.

ARGUMENT

BRIEF IN SUPPORT OF MOTION FOR RELEASE OF BOND MONEY - 3

A. The Court Erred By Not Following All of IDAHO CODE § 19-2919(1).

In this matter, the Court followed parts of § 19-2919(1), but not all of it at the December 14, 2016, hearing. Upon receipt of the Motion to Revoke Release, the Court signed the Order Revoking Release stating “that the defendant’s release be revoked and a warrant issued for his arrest.” A Bench Warrant was issued on December 13, 2016.

The Bench Warrant and December 14, 2016, hearing satisfied the first part of the first sentence of § 19-2919(1), but it did not satisfy the second part, “that the defendant be arrested **and** brought before the court for a bail revocation hearing . . .” (emphasis added). While Mr. Gibson was arrested and put into custody on either December 13 or 14, 2016, there is no record of a bail revocation hearing held by the Court now that Mr. Gibson was in custody for violating the conditions of his release.

The December 14, 2016, hearing before Judge Barrett cannot be considered a bail revocation hearing pursuant to § 19-2919(1) because the already posted bail amount of \$240,000.00 was not considered during the hearing as it should have been. The only reference to bail was the \$100,000.00 amount added in the Bench Warrant (see footnote 2, *supra*) to the previously posted bail amount of \$240,000.00 and that the previously posted bail would not be forfeited.³

Because there was no bail revocation hearing after Mr. Gibson was arrested, the second sentence of § 19-2919(1) was also only satisfied in part. “At the bail revocation hearing, if the court finds that the defendant willfully violated a condition of release and

³ Forfeiture of Mr. Gibson’s bail was not an option that the Court had under the circumstances of this matter at the December 14, 2016, hearing. Forfeiture of bail is only an option when the Defendant fails to appear before the Court as ordered pursuant to IDAHO CODE § 19-2915(1). Here, Mr. Gibson did not fail to appear before the Court at any time after bond was posted. He was brought before the Court for violating the conditions of his release which made the matter subject to § 19-2919(1), revocation of bail.

the defendant is present before the court, *the court may revoke the bail **and** remand the defendant to the custody of the sheriff.*" Emphasis added. The Court "remand[ed] the defendant to the custody of the sheriff" on December 14, 2016. However, the Court never held the bail revocation hearing to revoke Mr. Gibson's bail after his remand to the Sheriff.

Following § 19-2919(1), after Mr. Gibson was arrested the Court should have held a bail revocation hearing (first sentence) to address whether the bail should be revoked and whether Mr. Gibson be remanded to the Sheriff (second sentence) for violating the conditions of his release. This was not done. What was done was that the Court issued the Warrant for Mr. Gibson's arrest, Mr. Gibson was arrested, and he was remanded to the custody of the Sheriff.

There was no bail revocation hearing. There was no revocation of Mr. Gibson's bail when the Court remanded him to the custody of the Sheriff and he remained in custody until his sentencing a month later. The conditions of § 19-2919(1) were not fully followed at the December 14, 2016, hearing with regard to the bail posted for Mr. Gibson in July 2016.

With Mr. Gibson in jail after his arrest and before his sentencing, there was no reason for the Court to retain the \$240,000.00 posted bond and it should have been revoked the bond in full on December 14, 2016, based on what the Court did at the hearing and pursuant to § 19-2919(1). However, because there was no bail revocation hearing held pursuant to § 19-2919(1), the posted bail was never addressed at the proper time and in the proper manner to return the property bond and cash bond to Ms. Luis in December 2016, long before Mr. Gibson was sentenced.

BRIEF IN SUPPORT OF MOTION FOR RELEASE OF BOND MONEY - 5

Had the Court followed the entirety of pursuant to § 19-2919(1), the cash bond and property bond would have been revoked on December 14, 2016, and returned to Ms. Luis at that time. Because the Court did not follow pursuant to § 19-2919(1), the property bond and cash bond remained with the Court until after Mr. Gibson was sentenced in January 2017. This should not have happened.

B. The Motion for Release of Bond Money is Not Subject to IDAHO CODE § 19-2908.

This Motion for Release of Bond Money is not subject to the provisions of IDAHO CODE § 19-2908. Section 19-2908 only applies after a judgment has been entered and the cash bond remains with the Court.⁴ Although the cash bond and property bond remained with the Court at the time of the January 10, 2017, sentencing of Mr. Gibson, as discussed above these bond amounts should have been revoked in mid-December 2016, and returned to Ms. Luis at that time after Mr. Gibson was put back in jail for violating the conditions of his release under § 19-2919.

The cash bond and property bond should not have been with the Court at the time of Mr. Gibson's sentencing in January 2017, but already revoked and returned to Ms. Luis. Therefore, the cash bond currently with the Court should not be subject to § 19-2908 and should not be applied to the restitution amount ordered in this matter.

CONCLUSION

The cash bond amount of \$50,000.00 posted by Judy Luis on behalf of defendant Dillon Grant Gibson in this matter should have been revoked on December 14, 2016, and

⁴ Because the property bond amount of \$190,000.00 is not subject to the same post-judgment disbursement processes as a cash bond under § 19-2908 or any other section, and because the property bond was exonerated on January 12, 2017, after Mr. Gibson was sentenced (even though it should have been revoked in December 2016, under § 19-2919(1) as discussed above), the property bond will not be discussed in this part of the Brief.

returned to her at that time. Because the Court did not holding a bail revocation hearing on December 14, 2016, as it should have pursuant to IDAHO CODE § 19-2919(1) when remanding Mr. Gibson to the custody of the Bingham County Sheriff's Office, the cash bond was not revoked nor returned to Ms. Luis at that time. This was error by the Court.

The cash bond amount should not have been with the Court when Mr. Gibson was sentenced and should not now be subject to application to the restitution amount as provided by IDAHO CODE § 19-2908 because of the Court's error.

Based on the above, the cash bond amount of \$50,000.00 currently with the Court should now be revoked or exonerated and returned to Ms. Luis. The Court is respectfully requested to grant the Motion for Release of Bond Money to correct the error made on December 14, 2016, and to return the cash bond amount to Ms. Luis.

DATED this 27th day of July, 2017.

BLASER, OLESON & LLOYD, CHARTERED

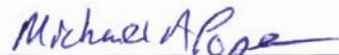
By: Michael A. Pope
STEPHEN J. BLASER
MICHAEL A. POPE
Attorneys for Defendant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 27th day of July, 2017, a true and correct copy of the foregoing **BRIEF IN SUPPORT OF MOTION FOR RELEASE OF BOND MONEY** was served by the method indicated below and addressed to each of the following:

BINGHAM COUNTY PROSECUTOR

- ☐ U.S. Mail
- ☐ Facsimile:
- ☐ Hand Delivery
- ☒ Courthouse Box
- ☐ Overnight Mail
- ☐ iCourt E-File Service



STEPHEN J. BLASER
MICHAEL A. POPE

2017 AUG -9 AM 7:57

CASE
FAMILY
BY  CLERK
AFFIDAVIT

**IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM**

STATE OF IDAHO,

Plaintiff,

-vs-

DILLON GRANT GIBSON

DOB: SSN: 

Defendant.

Case No. CR-2016-4577

MINUTE ENTRY

On August 8, 2017, this matter came before the Honorable Bruce L. Pickett, District Judge, sitting in open court in Blackfoot, Idaho.

Court Reporter Mary Fox and Court Clerk Brandee Cammack were present.

Bingham County Deputy Prosecuting Attorney David Cousin appeared. The defendant appeared with Attorney Stephen Blaser for a Defendant's Motion for Release of Bond Money.

The Court heard the Defendant's Motion for Release of Bond Money. Mr. Blaser gave argument. Mr. Cousin gave argument. Mr. Blaser gave rebuttal.

The Court **denied** the Defendant's Motion for Release of Bond Money, and directed the Clerk of the Court to apply the cash bond pursuant to Idaho Code § 19-2908. The Court hereby entered a stay of the Court's order for 42 days.

Court was thus adjourned.



Bruce L. Pickett
District Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 9th day of August 2017, I served a true copy of the foregoing document to the person(s) listed below in the manner indicated:

Prosecutor's Office

☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ E-Mail

Stephen Blaser, Esq.

☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ E-Mail

Pamela W. Eckhardt,
Clerk of the District Court


Deputy Clerk



2017 AUG -9 AM 7:57

 CASE
 FILED
 BY  CLERK
 DEPUTY

**IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM**

STATE OF IDAHO,

Plaintiff,

-vs.-

DILLON GRANT GIBSON

DOB [REDACTED]

SSN: [REDACTED]

Defendant.


Case No. CR-2016-4577

**ORDER DENYING
DEFENDANT'S MOTION FOR
RELEASE OF BOND MONEY**

Defendant's Motion for Release of Bond Money having come before the Court, and the Court being fully advised in the premises, and good cause appearing therefore;

IT IS HEREBY ORDERED that Defendant's Motion for Release of Bond Money is denied.

DATED this 8th day of August 2017.


 Bruce L. Pickett
 District Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 9th day of August 2017, I served a true copy of the foregoing document to the person(s) listed below in the manner indicated:

Prosecutor's Office

☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ E-Mail

Stephen Blaser, Esq.

☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ E-Mail

Pamela W. Eckhardt,
Clerk of the District Court


Deputy Clerk



STEPHEN J. BLASER
MICHAEL A. POPE

BLASER, OLESON & LLOYD, Chartered
Attorneys at Law
285 N.W. Main
P.O. Box 1047
Blackfoot, Idaho 83221

Phone: (208) 785-4700
Facsimile: (208) 785-7080
Steve@bollaw.net
Michael@bollaw.net
ISB #1923
ISB #6267

Attorneys for Defendant Dillon Grant Gibson
and Surety/Real Party in Interest Judy Luis

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO,

Plaintiffs,

v.

DILLON GRANT GIBSON,

Defendant,

and

JUDY LUIS, individually,

Surety/Real Party in Interest.

Case No. CR-2016-4577

**NOTICE OF APPEARANCE OF
SURETY/REAL PARTY IN INTEREST
JUDY LUIS**

COMES NOW the above-named surety/real party in interest, JUDY LUIS, by and through her undersigned counsel, and hereby gives notice of appearance in said case and controversy by said counsel, and requests that all documents and pleadings filed in

NOTICE OF APPEARANCE OF SURETY/REAL PARTY IN INTEREST JUDY LUIS - 1

ORIGINAL 280

2017 SEP 11 PM 4:29

20

the above matter be duly and regularly served upon said attorney at P.O Box 1047,
Blackfoot, ID 83221.

DATED this 11th day of September 2017.

BLASER, OLESON & LLOYD, CHARTERED

By: Michael A Pope
STEPHEN J. BLASER
MICHAEL A. POPE
Attorneys for Defendant Dillon Grant
Gibson and Surety/Real Party in Interest
Judy Luis

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 11th day of September 2017, a true and correct
copy of the foregoing **NOTICE OF APPEARANCE OF SURETY/REAL PARTY IN
INTEREST JUDY LUIS** was served by the method indicated below and addressed to
each of the following:

Cleve B. Colson BINGHAM COUNTY PROSECUTING ATTORNEY 501 N. Maple, #302 Blackfoot, ID 83221-1700 208-782-3101	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Courthouse Box
---	--

Michael A Pope
STEPHEN J. BLASER
MICHAEL A. POPE

NOTICE OF APPEARANCE OF SURETY/REAL PARTY IN INTEREST JUDY LUIS - 2

CLEVE B. COLSON
BINGHAM COUNTY PROSECUTING ATTORNEY

CLEVE B. COLSON
Bingham County Prosecuting Attorney
501 North Maple, #302
Blackfoot, Idaho 83221-1700
Telephone: (208)782-3101

Attorney for the Plaintiff

2017 SEP 12 PM 3:34

CASE NO. _____
FILED BY _____ CLERK
BY _____ DEPUTY

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO

Plaintiff,

vs.

DILLON GRANT GIBSON

Defendant.

Case No. CR-2016-4577

ORDER OF RESTITUTION

The Court having before the parties Stipulation to Set Restitution, and the court being advised in the law and premises, and good cause appearing therefore;

IT IS HEREBY ORDERED that the defendant make restitution payable to the Clerk of the Court as follows:

Frontier Adjusters of Idaho Falls \ Pocatello\$100,000.00
P.O. Box 50734
Idaho Falls, Idaho 83405
Farm Bureau Insurance\$200,000.00
P.O. Box 4848
Pocatello, Idaho 83201

DATED this 12th day of September 2017

Judge

Prince L. Pickett

CERTIFICATE OF SERVICE

I certify that on the 12th day of September 2017, I served a true and correct copy of the foregoing upon the following person(s) in the manner(s) indicated:

- ☐ Mail
- ☐ Fax
- ☐ Hand Delivered
- ☒ Designated Courthouse Box

Cleve B. Colson
Bingham County Prosecuting Attorney
501 North Maple #302
Blackfoot, Idaho 83221-1700

- ☐ Mail
- ☐ Fax
- ☐ Hand Delivered
- ☒ Designated Courthouse Box

Stephen J. Blaser
Attorney at Law
P.O. Box 1047
Blackfoot, Idaho 83221

- ☒ Mail
- ☐ Fax
- ☐ Hand Delivered
- ☐ Designated Courthouse Box

Frontier Adjusters of Idaho Falls \ Pocatello
P.O. Box 50734
Idaho Falls, Idaho 83405

- ☒ Mail
- ☐ Fax
- ☐ Hand Delivered
- ☐ Designated Courthouse Box

Farm Bureau Insurance
P.O. Box 4848
Pocatello, Idaho 83201

PAMELA W. ECKHARDT, CLERK

Pamela W. Eckhardt
Deputy



STEPHEN J. BLASER
MICHAEL A. POPE

2017 SEP 15 PM 4:20

BLASER, OLESON & LLOYD, Chartered
Attorneys at Law
285 N.W. Main
P.O. Box 1047
Blackfoot, Idaho 83221

Phone: (208) 785-4700
Facsimile: (208) 785-7080
Steve@bollaw.net
Michael@bollaw.net
ISB #1923
ISB #6267

PAGE 1
BY  DATE

Attorneys for Surety/Real Party
in Interest—Appellant Judy Luis

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO,

Plaintiff-Respondent,

v.

DILLON GRANT GIBSON,

Defendant,

and

JUDY LUIS, individually,

Surety/Real Party in
Interest—Appellant.

Case No. CR-2016-4577

NOTICE OF APPEAL

TO: The above named Respondent, State of Idaho and the party's attorney, Cleve B. Colson, Bingham County Prosecutor's Office, 501 North Maple, #302, Blackfoot, ID 83221-1700, and the Clerk of the above-entitled Court.

NOTICE OF APPEAL - 1

ORIGINAL
284

NOTICE IS HEREBY GIVEN THAT:

1. The above-named surety/real party in interest—appellant, Judy Luis, appeals against the above named Respondent to the Idaho Supreme Court from the August 9, 2017, Order Denying Defendant's Motion for Release of Bond Money, Honorable Bruce L. Pickett presiding. A copy of the Order Denying Defendant's Motion for Release of Bond Money being appealed is attached to this Notice, as well as a copy of the January 12, 2017, Judgment of Conviction/Order of Commitment as this is an appeal from an order entered after final judgment.

2. That the party has a right to appeal to the Idaho Supreme Court, and the Order Denying Defendant's Motion for Release of Bond Money described in paragraph 1 above is an appealable order under and pursuant to Rule 11(a)(1) I.A.R., as well as IDAHO CODE §§ 19-2912, 19-2919(1)-(2), 19-2922(6), I.C.R. 46(i)-(j) (2016 version), and *State v. Rupp*, 123 Idaho 1, 2, 843 P.2d 151, 152 (1992).

3. A preliminary statement of the issues on appeal which the Appellant then intends to assert in the appeal; provided, any such list of issues on appeal shall not prevent the Appellant from asserting other issues on appeal:

- A. Whether the District Court erred by not including language in the December 13, 2016, Bench Warrant directing that defendant Dillon Grant Gibson be arrested and brought before the Court for a bail revocation hearing pursuant to IDAHO CODE § 19-2919(1) and I.C.R. 46(i)(1) (2016 version).
- B. Whether the District Court erred in resetting defendant Dillon Grant Gibson's bail by an additional \$100,000.00 within the language of the December 13, 2016, Bench Warrant rather than after a bail revocation hearing pursuant to IDAHO CODE § 19-2919(1)-(2) and I.C.R. 46(i)(2), (j) (2016 version).
- C. Whether the District Court erred by not exonerating the previous bail amount posted on behalf of defendant Dillon Grant Gibson pursuant to IDAHO CODE § 19-2912 when it increased the bail amount by an additional \$100,000.00 in the December 13, 2016, Bench Warrant.

NOTICE OF APPEAL - 2

- D. Whether the Magistrate Court erred at the December 14, 2016, hearing by not revoking defendant Dillon Grant Gibson's bail and exonerating the bail when Defendant was remanded and recommitted to the custody of the Bingham County Sheriff's Office pursuant to IDAHO CODE §§ 19-2919(1), 19-2922(6), and I.C.R. 46(i)(2) (2016 version).
 - E. Whether the Magistrate Court or the District Court erred by not preparing and filing an Order Revoking Bail pursuant to IDAHO CODE §§ 19-2919(2) and 19-2921 when defendant Dillon Grant Gibson was remanded and recommitted to the custody of the Bingham County Sheriff's Office on December 14, 2016.
 - F. Whether the District Court erred in finding that the December 14, 2016, hearing before the Magistrate Court was a bail revocation hearing pursuant to IDAHO CODE § 19-2919(1) and I.C.R. 46(i)(2) (2016 version).
 - G. Whether the District Court erred in denying the Motion for Release of Bond Money.
 - H. Whether Appellant is entitled to receive the cash bond amount of \$50,000.00 she paid on behalf of defendant Dillon Grant Gibson pursuant to IDAHO CODE § 19-2919 and I.C.R. 46(i) (2016 version).
 - I. Whether Appellant is entitled to her reasonable attorney's fees and costs on appeal.
- 4. No order has been entered sealing any portion of the Record in this matter.
 - 5. (a) A Reporter's Transcript is hereby requested.
(b) The Appellant requests the preparation of the following portions of the Reporter's Transcript in hard copy:
 - 1) December 14, 2016, 9:00am morning court before the Honorable James H. Barrett, Jr.;
 - 2) January 10, 2017, 2:00pm sentencing hearing before the Honorable Bruce L. Pickett;
 - 3) July 6, 2017, 2:00pm hearing on Motion for Release of Bond Money before the Honorable Bruce L. Pickett; and
 - 4) August 8, 2017, 2:30pm hearing on Motion for Release of Bond Money before the Honorable Bruce L. Pickett.

6. The Appellant requests the following documents to be included in the Clerk's Record in addition to those automatically included under Rule 28, I.A.R. The following requested documents are taken from the Idaho Repository Register of Actions:

- a) 07/21/2016 Bond Posted – Cash (Receipt 10254 Dated 7/21/2016 for 50000.00);
- b) 07/21/2016 Bond Posted – Property (Amount 190000.00), Property Bond – Real Property;
- c) 07/21/2016 Order for Release;
- d) 08/05/2016 Prosecuting Attorney's Information;
- e) 08/23/2016 Minute Entry / Arraignment;
- f) 10/25/2016 A Plea is entered for charge: - GT (I18-4006(3)(b) Manslaughter-Vehicular);
- g) 10/27/2016 Notice of Hearing;
- h) 10/28/2016 Minute Entry / Change of Plea;
- i) 12/13/2016 Motion to Revoke Release;
- j) 12/13/2016 Affidavit of Danyett Cloward;
- k) 12/13/2016 Order Revoking Release;
- l) 12/13/2016 BENCH WARRANT 1— Warrant Issued – Bench Bond amount: 100000.00 Failure to abide by the terms of release Defendant: Gibson, Dillon G. This Bench Warrant has "COPY" stamped in the bottom right corner of the document, has the handwritten words "in addition to previous bond" with Judge Pickett's signature underneath these words, and does not have completed Return of Service information at the bottom of the document;
- m) 12/13/2016 BENCH WARRANT 2—Warrant Returned Failure to abide by the terms of release Defendant: Gibson, Dillon G. This Bench Warrant has "ORIGINAL" stamped in the bottom right corner of the document, does not contain the handwritten words "in addition to previous bond" or Judge Pickett's signature as in Bench Warrant 1, and has the Return of Service information at the bottom of the document completed by Officer W. Wheatley of the Blackfoot Police Department;

- n) 12/14/2016 Minute Entry;
- o) 01/12/2017 Judgment of Conviction / Order of Commitment;
- p) 01/12/2017 Property Bond Exonerated (Amount 190000.00);
- q) 05/31/2017 Motion for Release of Bond Money;
- r) 05/31/2017 Stipulation to Set Restitution;
- s) 07/11/2017 Minute Entry;
- t) 07/27/2017 Brief in Support of Motion for Release of Bond Money;
- u) 08/09/2017 Minute Entry;
- v) 08/09/2017 Order Denying Defendant's Motion for Release of Bond Money;
- w) 09/11/2017 Notice of Appearance of Surety/Real Party in Interest Judy Luis;
and
- x) 09/12/2017 Order of Restitution.

7. I certify:

- a) That a copy of this Notice of Appeal has been served on each Reporter of whom a transcript has been requested as named below at the address set out below:

Mary Fox, 605 North Capital, Idaho Falls, ID 83402, Fax 208-524-7909

- b) That the Clerk of the District Court has been paid the estimated fee of \$178.75 for preparation of the Reporter's Transcript, which estimated amount was provided by the above Court Reporter.
- c) That the estimated fee of \$100.00 for preparation of the Clerk's Record has been paid.
- d) That the appellate filing fee of \$94.00 has been paid pursuant to I.A.R. 23(1). *See State v. Rupp*, 123 Idaho 1, 2, 843 P.2d 151, 152 (1992).
- e) That service has been made upon all parties required to be served pursuant to Rule 20 and the Attorney General of Idaho pursuant to Section 67-1401(1), Idaho Code.

DATED this 15th day of September 2017.

BLASER, OLESON & LLOYD, CHARTERED

By: Michael A. Pope
STEPHEN J. BLASER
MICHAEL A. POPE
Attorneys for Surety/Real Party in
Interest—Appellant Judy Luis

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 15th day of September 2017, a true and correct copy of the foregoing **NOTICE OF APPEAL** was served by the method indicated below and addressed to each of the following:

Cleve B. Colson BINGHAM COUNTY PROSECUTING ATTORNEY 501 N. Maple, #302 Blackfoot, ID 83221-1700 208-782-3101	Courthouse Box
Mary Fox Court Reporter for Honorable Bruce L. Pickett Chambers, Honorable Bruce L. Pickett 605 North Capital Idaho Falls, ID 83402	Facsimile: 208-524-7909
OFFICE OF THE ATTORNEY GENERAL 700 West Jefferson Street, Suite 210 P.O. Box 83720 Boise, ID 83720-0010	United States Mail
Dillon Grant Gibson 83099 SAWC #32 125 North 8th West St. Anthony, ID 83445	United States Mail

Michael A. Pope
STEPHEN J. BLASER
MICHAEL A. POPE

NOTICE OF APPEAL - 6

2017 AUG -9 AM 7:57

FILED 

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO,

Plaintiff,

-VS.-

DILLON GRANT GIBSON

DOB: 

SSN: 

Defendant.


Case No. CR-2016-4577

**ORDER DENYING
DEFENDANT'S MOTION FOR
RELEASE OF BOND MONEY**

Defendant's Motion for Release of Bond Money having come before the Court, and the Court being fully advised in the premises, and good cause appearing therefore;

IT IS HEREBY ORDERED that Defendant's Motion for Release of Bond Money is denied.

DATED this 8th day of August 2017.


Bruce L. Picken
District Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 9th day of August 2017, I served a true copy of the foregoing document to the person(s) listed below in the manner indicated:

Prosecutor's Office

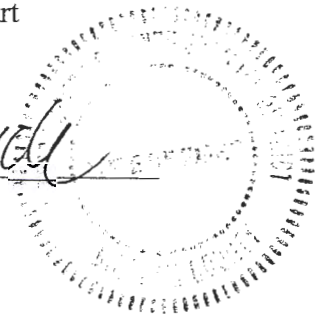
☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ E-Mail

Stephen Blaser, Esq.

☐ U.S. Mail ☒ Courthouse Box ☐ Facsimile ☐ E-Mail

Pamela W. Eckhardt,
Clerk of the District Court


Deputy Clerk



2017 JAN 12 PM 2:48

CASE #
PAMELA WHEELER, DEPUTY CLERK
BY [Signature] DEPUTY

**IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM**

STATE OF IDAHO,

Plaintiff,

-vs-

DILLON GRANT GIBSON

DOB [REDACTED]

SSN: [REDACTED]

Defendant.

Case No. CR-2016-4577

JUDGMENT OF CONVICTION

ORDER OF COMMITMENT

On January 10, 2017, this matter came before the Honorable Bruce L. Pickett, District Judge, sitting in open court at Blackfoot, Idaho.

Court Reporter Mary Fox and Court Clerk Brandee Cammack were present.

Bingham County Prosecuting Attorney Cleve Colson appeared. The defendant appeared with Attorney Stephen Blaser for Sentencing.

On August 18, 2016, the defendant was informed of all rights, the nature of the charges against him, and the possible penalties.

On October 25, 2016, the defendant entered a guilty plea to the crime of Count I - Vehicular Manslaughter, a felony, a violation of I.C. § 18-4006(3)(b), committed on or about June 14, 2016 as alleged in the Prosecuting Attorney's Information filed August 5, 2016.

The defendant was asked as to any legal cause why judgment should not be pronounced. No sufficient cause being shown or appearing to the Court why judgment should not be rendered;

IT IS ORDERED, ADJUDGED AND DECREED that the defendant is guilty of the charge

of Count I - Vehicular Manslaughter as outlined in the Prosecuting Attorney's Information.

IT IS FURTHER ADJUDGED THAT SAID DEFENDANT BE, AND HEREBY IS, SENTENCED, PURSUANT TO IDAHO CODE §19-2521, TO THE CUSTODY OF THE IDAHO STATE BOARD OF CORRECTION, TO BE HELD AND INCARCERATED BY SAID BOARD IN A SUITABLE PLACE, to a unified term of fifteen (15) years, of which three (3) years are fixed and determinate and twelve (12) are indeterminate.

IT IS FURTHER ORDERED that pursuant to the defendant's plea agreement with the State, Counts, II, III and IV of the Prosecuting Attorney's Information are dismissed.

Pursuant to I.C. §18-309, the defendant shall be given credit of 66 days for the time served upon the charge specified herein.

IT IS FURTHER ORDERED that the defendant shall pay the following: court costs in the amount of \$275.50; and a fine in the amount of \$1,000.00.

As to restitution and reimbursement, the Plaintiff's Motion for Restitution and Motion for Reimbursement were not addressed. The Court instructed the Plaintiff to schedule said Motions for hearing at a time convenient for the Court and Counsel.

IT IS FURTHER ORDERED THAT THE SENTENCE SHALL COMMENCE IMMEDIATELY UPON SENTENCE BEING IMPOSED.

IT IS FURTHER ORDERED that the defendant be committed to the custody of the Sheriff of Bingham County, Idaho, for delivery forthwith to the custody of the Idaho State Board of Correction at the Idaho State Penitentiary or other facility within the State designated by the State Board of Correction.

IT IS FURTHER ORDERED that the Clerk shall deliver a copy of this Order to the Bingham County Sheriff, which shall serve as the commitment of the defendant.

IT IS FURTHER ORDERED that the defendant shall provide a DNA sample and/or thumbprint pursuant to I.C. §19-5507(2) and the order of this Court.

The defendant is notified that failure to provide the required DNA sample and/or thumbprint impression is a felony. If defendant is placed on probation at the time of sentencing, defendant's compliance with this order is a condition of probation and failure to comply with this order shall result in a violation of probation.

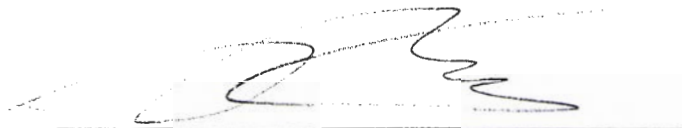
IT IS FURTHER ORDERED that the property bond is hereby EXONERATED, and that any cash bond posted is hereby retained in the custody of Bingham County pending the resolution

of the Plaintiff's Motion for Restitution, minus the conversion as to applied to fines, fees and/or costs.

IT IS FURTHER ORDERED that the pre-sentence investigation report shall be sealed and cannot be opened without a Court order authorizing release of the report or parts thereof.

The defendant was advised of the right to appeal this sentence and the right to counsel on appeal. The defendant is further advised of the right to seek post-conviction relief (I.C. §19-4901 *et. seq.*) and the right to seek leniency pursuant to Rule 35 of the Idaho Criminal Rules.

Dated this 12th day of January 2017.

A handwritten signature in black ink, appearing to read 'Bruce L. Pickett', is written over a horizontal line.

Bruce L. Pickett
District Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 12th day of January 2017, I served a true copy of the foregoing document to the person(s) listed below in the manner indicated:

Prosecuting Attorney's Office

☒ Courthouse Box

Stephen Blaser, Esq.

☒ Courthouse Box

Bingham County Sheriff / Jail

☒ Courthouse Box

☐ Fax: 785-8055

Idaho Department of Probation & Parole

☒ E-Mail

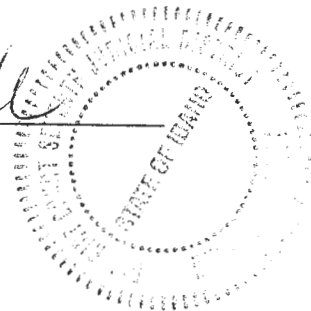
Idaho Department of Corrections
Central Records

☒ E-Mail

CCDSentencingD7@doc.idaho.gov

PAMELA W. ECKHARDT,
Clerk of the Court

Pamela W. Eckhardt
Deputy Clerk



2017 NOV 27 AM 8:47

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

STATE OF IDAHO,

Plaintiff / Respondent,

-vs-

DILLON GRANT GIBSON

Defendant,

and

JUDY LUIS, individually,

Surety/Real Party in Interest /
Appellant.

CASE NO. CR-2016-4577

SUPREME COURT # 45449

NOTICE OF LODGING

TO: Stephen J. Blaser/Michael A. Pope, PO Box 1047, Blackfoot, ID 83221

Idaho Attorney General, Criminal Appeals Division, PO Box 83720, Boise, ID 83720-0010

You are hereby notified that the electronic Clerk's Record and Reporter's Transcript for the above-entitled matter have been lodged with the Court. Pursuant to Idaho Appellate Rule 29(a), the parties shall have 28 days from the date of the service of the electronic Clerk's Record and the Reporter's Transcript within which to file objections to the electronic Clerk's Record or Reporter's Transcript, including requests for corrections, additions or deletions. In the event no objections to the electronic Clerk's Record or Reporter's Transcript are filed within said 28 day time period, the electronic Clerk's Record and Reporter's Transcript shall be deemed settled, in accordance with Idaho Appellate Rule 29(a).

DATED this 27th day of November 2017.

PAMELA W. ECKHARDT, Clerk of the Court

Deputy Clerk

cc: Court of Appeals, via email

NOTICE OF LODGING

IN THE SUPREME COURT OF THE STATE OF IDAHO

STATE OF IDAHO,)
)
Plaintiff / Respondent,) SUPREME COURT # 45449
-vs-)
)
DILLON GRANT GIBSON) CERTIFICATION OF EXHIBITS
)
Defendant,)
)
and)
)
JUDY LUIS, individually,)
)
Surety/Real Party in Interest /)
Appellant.)

I, PAMELA W. ECKHARDT, Clerk of the District Court of the Seventh Judicial District of the State of Idaho, in and for the County of Bingham, do hereby certify, list and describe the following exhibits which were offered or admitted during the proceedings in the above-entitled case:

NON-CONFIDENTIAL EXHIBITS

TITLE OF DOCUMENT

DATE

NONE

CONFIDENTIAL EXHIBITS

TITLE OF DOCUMENT

DATE

NONE

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said court at Blackfoot, Idaho, this 27th day of November 2017.

PAMELA W. ECKHARDT, Clerk of the Court

By:

Deputy Clerk

Brandee Cammell



CERTIFICATION OF EXHIBITS

IN THE SUPREME COURT OF THE STATE OF IDAHO

STATE OF IDAHO,)
)
Plaintiff / Respondent,)
)
-vs-)
)
DILLON GRANT GIBSON)
)
Defendant,)
)
and)
)
JUDY LUIS, individually,)
)
Surety/Real Party in Interest /)
Appellant.)

SUPREME COURT # 45449

CERTIFICATION OF
CLERK'S RECORD

I, PAMELA W. ECKHARDT, Clerk of the District Court of the Seventh Judicial District of the State of Idaho, in and for the County of Bingham, do hereby certify that the above and foregoing electronic Clerk's Record in the above-entitled case was compiled and bound under my direction, and is a true, full and correct record of the pleadings, documents and papers designated to be included in the electronic Clerk's Record by the Idaho Appellate Rule 28, the Notice of Appeal, any Notice of Cross-Appeal, and any designation of additional documents to be included in the electronic Clerk's Record.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said court at Blackfoot, Idaho, this 27th day of November 2017.

PAMELA W. ECKHARDT, Clerk of the Court

Brandee Cammack
Deputy Clerk



CERTIFICATION OF CLERK'S RECORD

IN THE SUPREME COURT OF THE STATE OF IDAHO

STATE OF IDAHO,)	
	)	SUPREME COURT # 45449
Plaintiff / Respondent,)	
-vs-)	
	)	CLERK'S CERTIFICATE
DILLON GRANT GIBSON	)	OF SERVICE
)	
Defendant,)	
)	
and)	
)	
JUDY LUIS, individually,)	
)	
Surety/Real Party in Interest /)	
Appellant.)	

I, PAMELA W. ECKHARDT, Clerk of the District Court of the Seventh Judicial District of the State of Idaho, in and for the County of Bingham, do hereby certify I personally served or mailed, by United States mail, one copy of the electronic Clerk's Record and the Reporter's Transcript in the above-entitled case to each of the attorneys of record, to wit:

Appellant's counsel: Stephen J. Blaser/Michael A. Pope, PO Box 1047, Blackfoot, ID 83221

Respondent's counsel: Idaho Attorney General, Criminal Appeals Division, PO Box 83720
Boise, ID 83720-0010

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said court at Blackfoot, Idaho, this 27th day of November 2017.

PAMELA W. ECKHARDT
Clerk of the District Court

By: Brandee Cammell
Deputy Clerk

